



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



JOHN B. KEENAN
ACTING DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners

of Newark, N. J.

J a n u a r y , 1 9 4 0

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

JOHN B. KEENAN (Acting)

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS

DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-89 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	45 Branford Place
Insurance Fund Commission.....	City Hall, Third Floor

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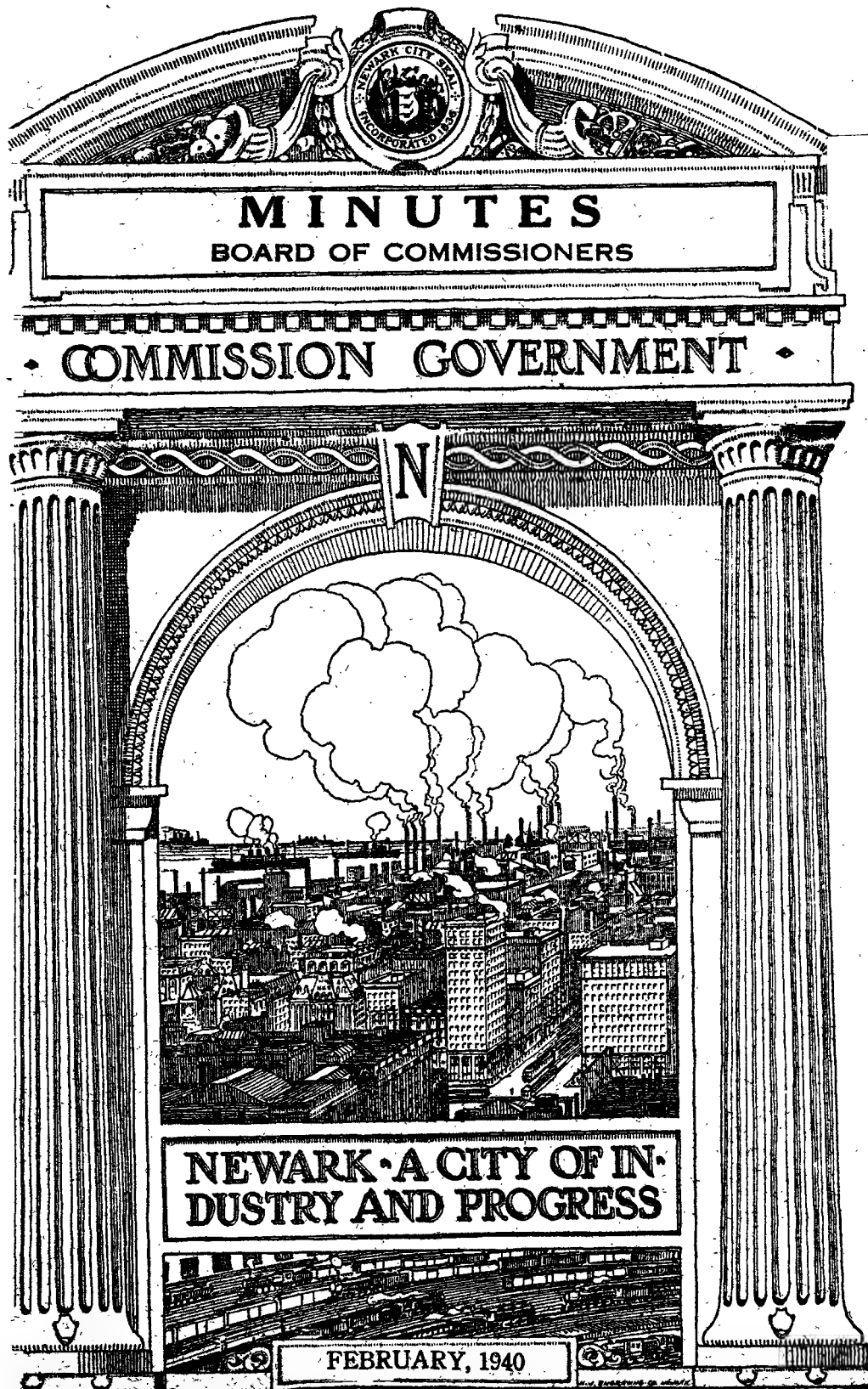
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FEBRUARY, 1940

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JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
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OF PUBLIC WORKS



MEYER C. ELLENSTEIN
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DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



JOHN B. KEENAN
ACTING DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

F e b r u a r y , 1 9 4 0

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

JOHN B. KEENAN (Acting)

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
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STREET CLEANING AND	INSPECTION OF GAS METERS
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NEWARK MUSEUM	
NEWARK ART COMMISSION	
PASSAIC RIVER WATERFRONT PROPERTY	

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	PUBLIC CITY PARKS
NEWARK MUNICIPAL FARMERS' MARKETS	
DEPARTMENT CENTRAL PURCHASE	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
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Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

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Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
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Radio Division	Headquarters
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Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-89 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
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Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
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Housing Authority	45 Branford Place
Insurance Fund Commission.....	City Hall, Third Floor

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AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



JOHN B. KEENAN
ACTING DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

March, 1940

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

JOHN B. KEENAN (Acting)

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

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HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

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DEPARTMENT CENTRAL PURCHASE	

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Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
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Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
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Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
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Truck Co. No. 6.....	441-443 Broadway
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Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	45 Branford Place
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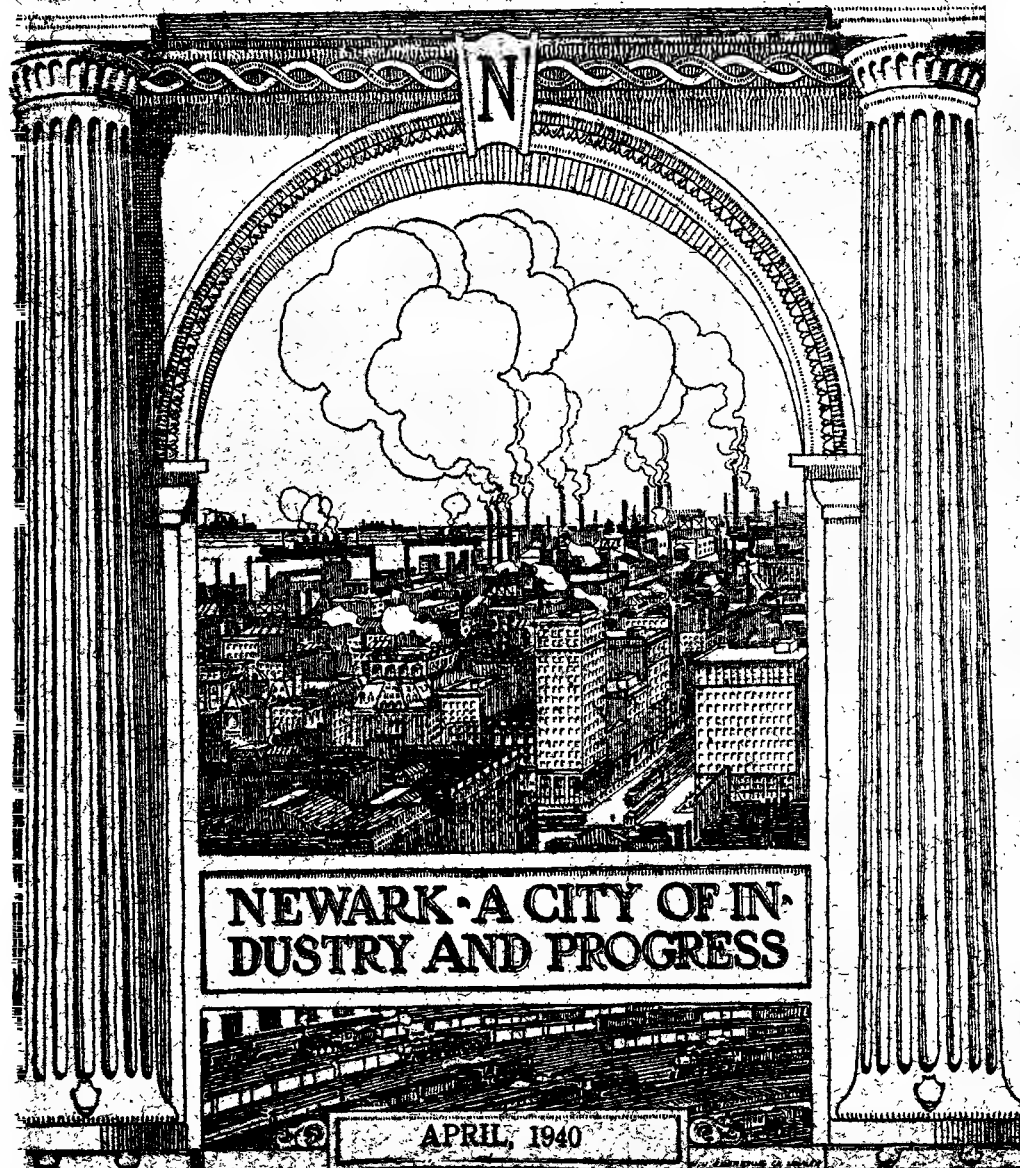
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MINUTES
BOARD OF COMMISSIONERS

• **COMMISSION GOVERNMENT** •



NEWARK • A CITY OF IN-
DUSTRY AND PROGRESS

APRIL, 1940



2.

3.



JOSEPH M. BYRNE, JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



JOHN B. KEENAN
ACTING DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners
of Newark, N. J.

A p r i l , 1 9 4 0

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

JOHN B. KEENAN (Acting)

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS

DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel
VINCENT J. CASALE, Legal Assistant
JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
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Engine Co. No. 8.....	296 Ferry Street
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Electrical Bureau	City Hall, Fourth Floor
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Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	45 Branford Place
Insurance Fund Commission.....	City Hall, Third Floor

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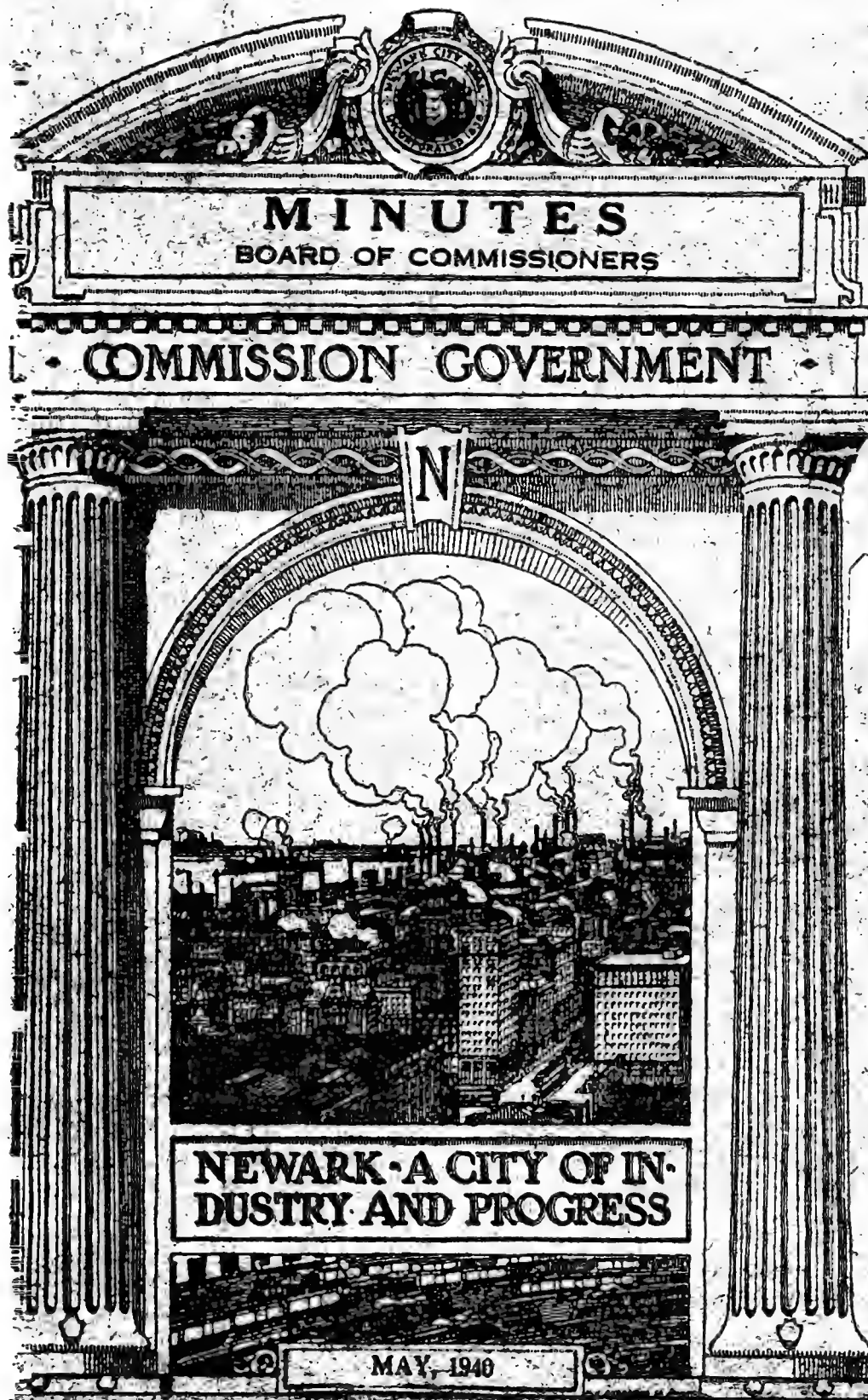
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MINUTES
BOARD OF COMMISSIONERS

COMMISSION GOVERNMENT

NEWARK - A CITY OF IN-
DUSTRY AND PROGRESS

MAY, 1940



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JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



JOHN B. KEENAN
ACTING DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners
of Newark, N. J.

May, 1940

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

JOHN B. KEENAN (Acting)

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION

CITY CLERK

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS

DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Fitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. JOHN B. KEENAN (Acting)

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-89 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	45 Branford Place
Insurance Fund Commission ..	City Hall, Third Floor

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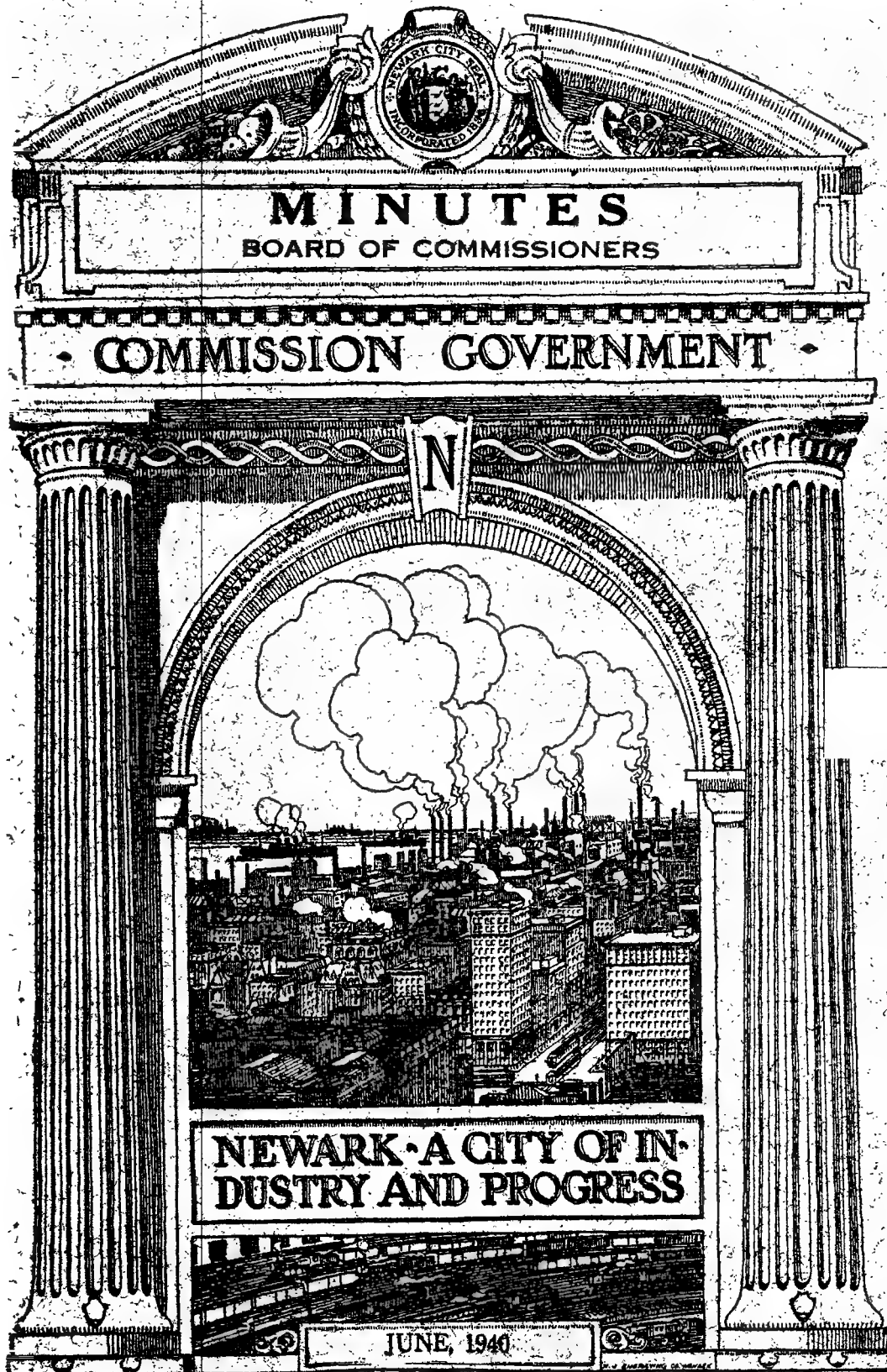
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June

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OF THE

Board of Commissioners
of Newark, N. J.

June, 1940

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS
DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
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Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
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Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
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Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	30-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	45 Branford Place
Insurance Fund Commission.	City Hall, Third Floor

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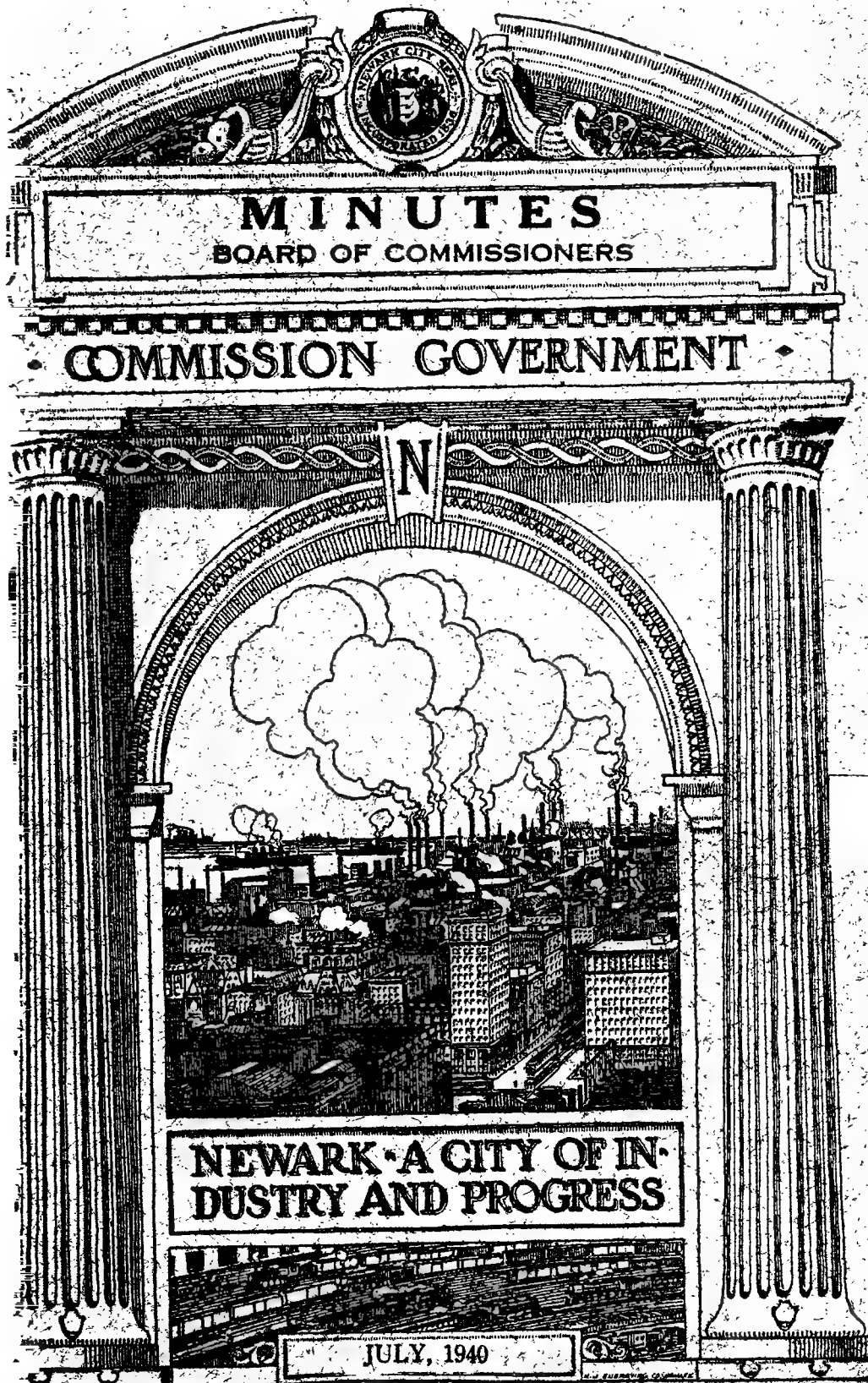
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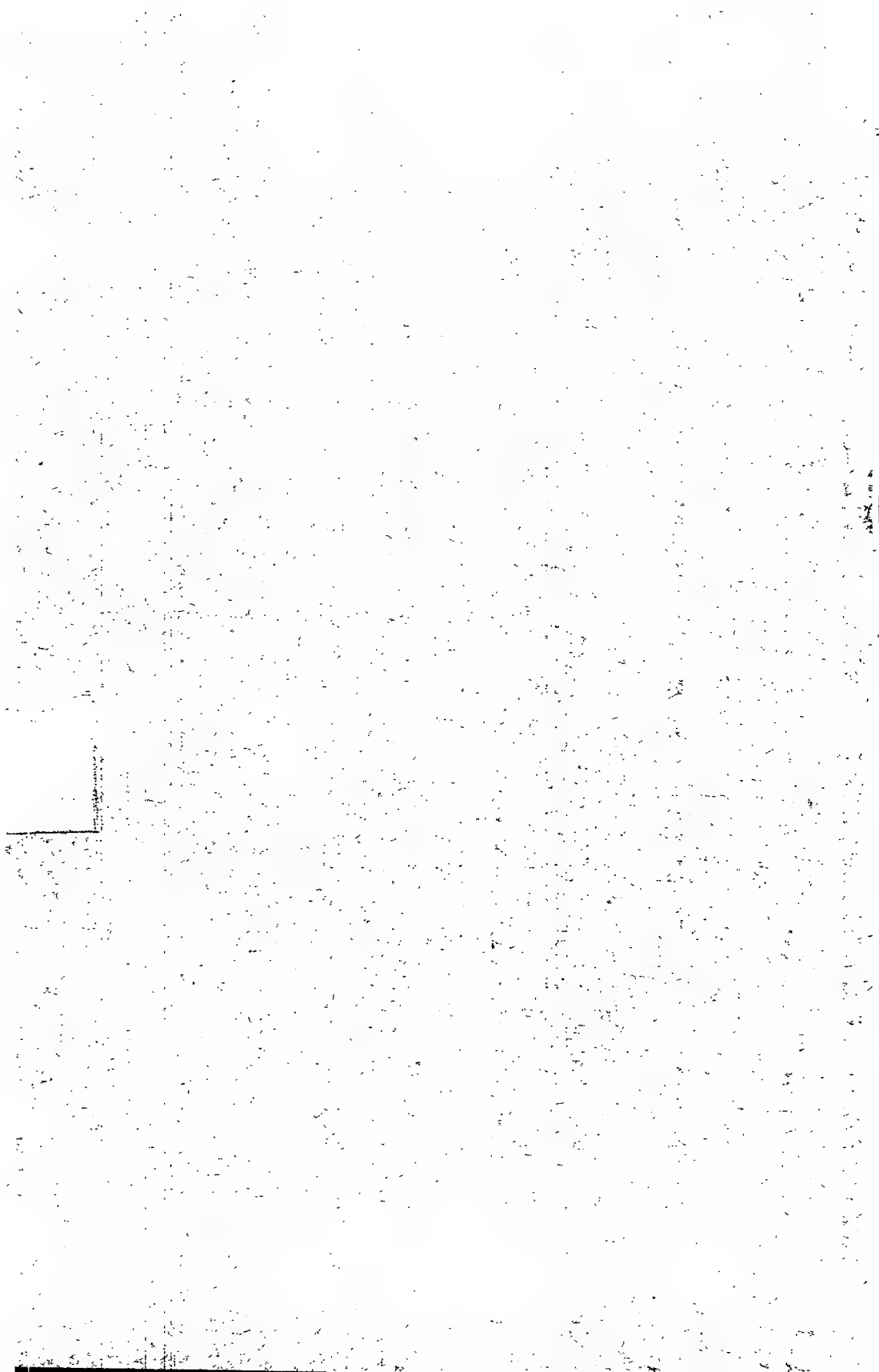
MINUTES
BOARD OF COMMISSIONERS

COMMISSION GOVERNMENT

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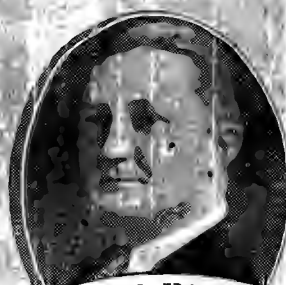
NEWARK A CITY OF IN-
DUSTRY AND PROGRESS

JULY, 1940





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

July, 1940

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS

DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

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Marriage License Bureau.....	Second Floor
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Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

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Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

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Police Division.....	Headquarters, Franklin Street
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Housing Authority	45 Branford Place
Insurance Fund Commission	City Hall, Third Floor

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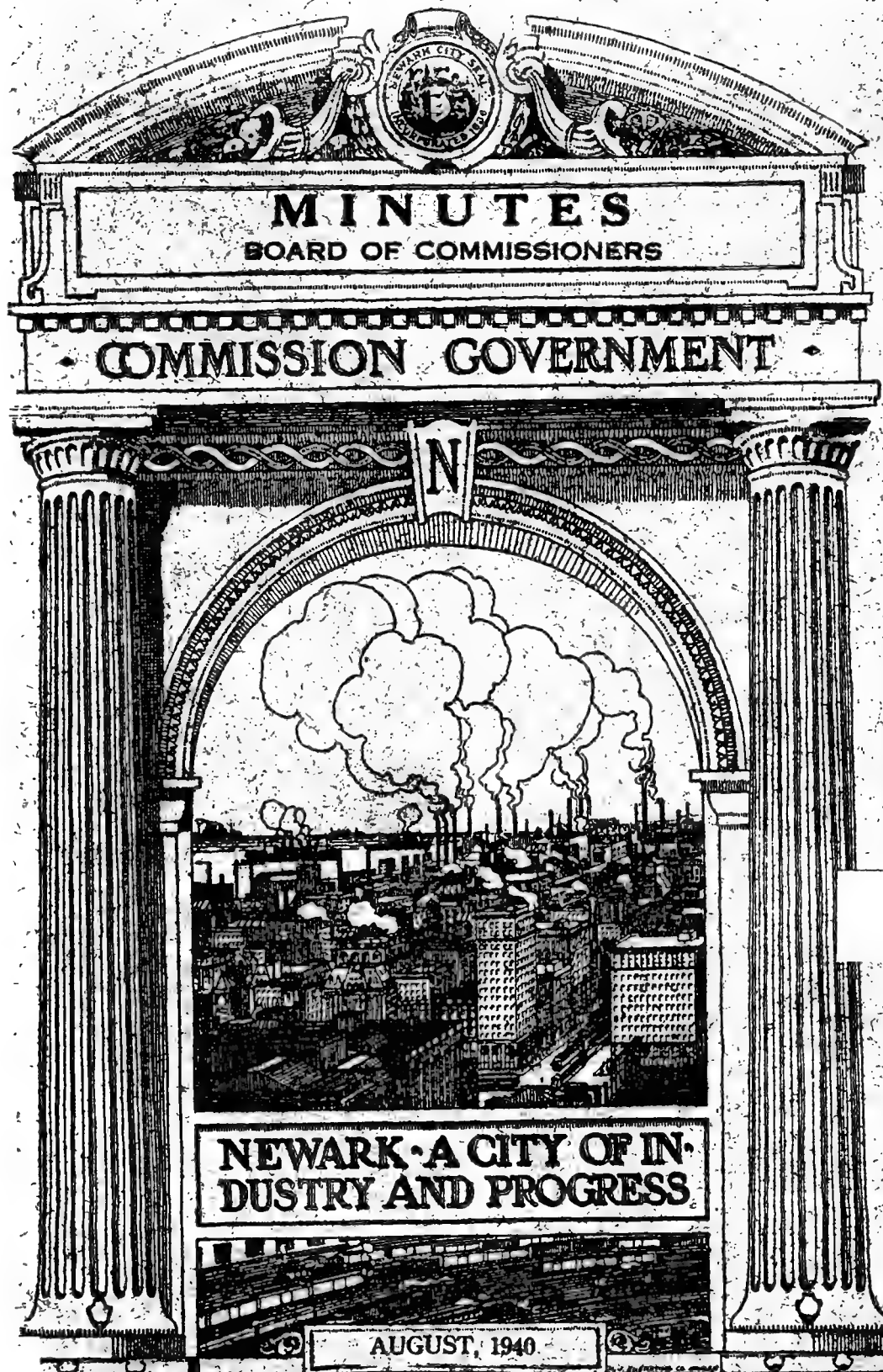
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JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

A u g u s t , 1 9 4 0

Commissioners

MEYER C. ELLENSTEIN, Mayor
VINCENT J. MURPHY
JOSEPH M. BYRNE, JR.
PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

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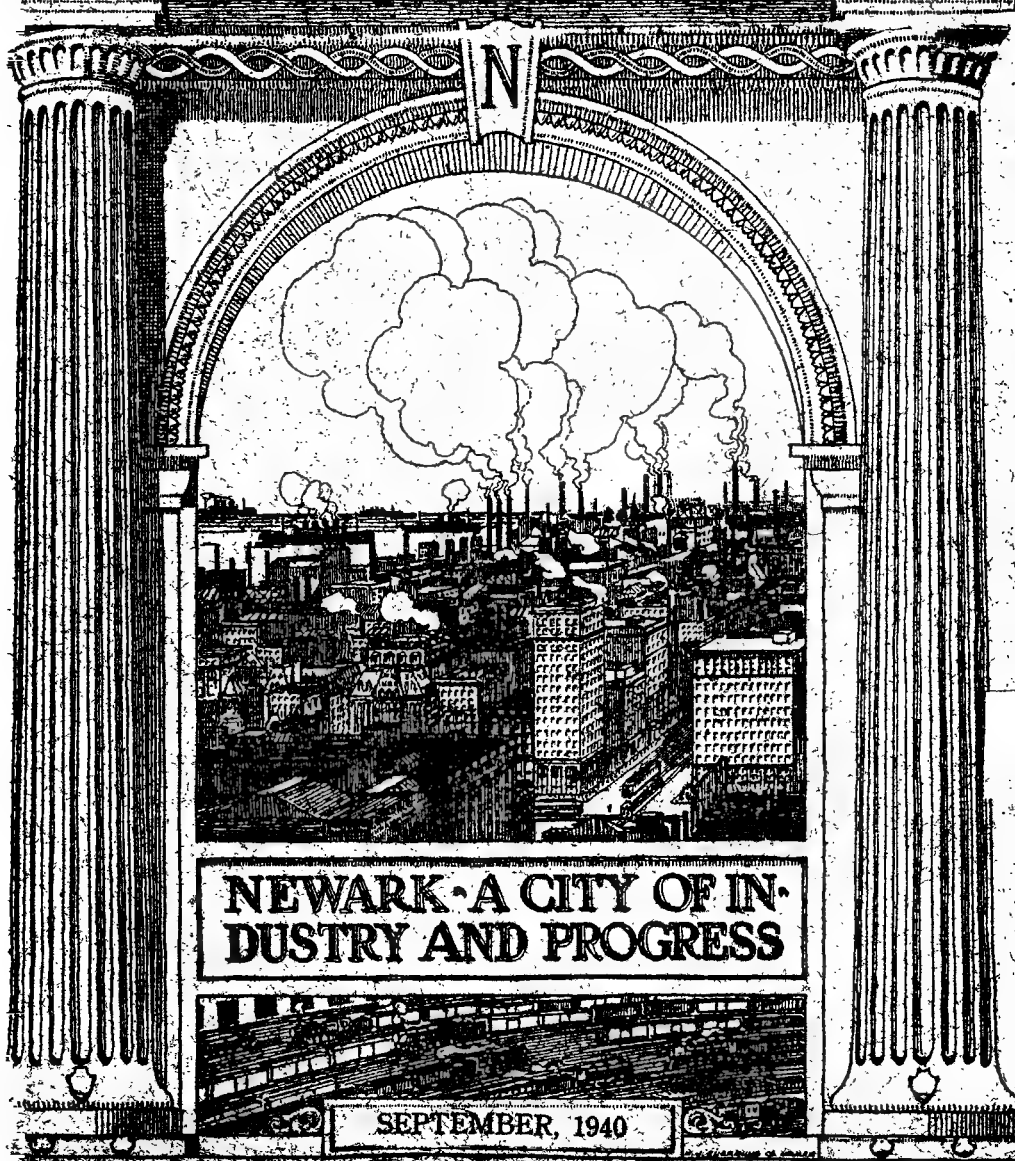
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MINUTES

BOARD OF COMMISSIONERS

• COMMISSION GOVERNMENT •



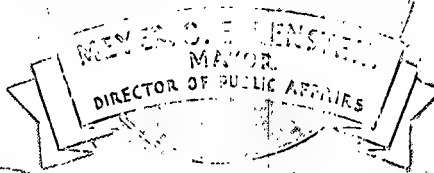




JOSEPH P. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



GEORGE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER S. EISENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

S e p t e m b e r , 1 9 4 0

Commissioners

MEYER C. ELLENSTEIN, Mayor
VINCENT J. MURPHY
JOSEPH M. BYRNE, JR.
PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	PUBLIC CITY PARKS
NEWARK MUNICIPAL FARMERS' MARKETS	
DEPARTMENT CENTRAL PURCHASE	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Fitness	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plans and William Streets
City Hospital	Farmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Alms-house.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
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Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
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Engine Co. No. 26.....	420-438 Sanford Avenue
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Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	45 Branford Place
Insurance Fund Commission	City Hall, Third Floor

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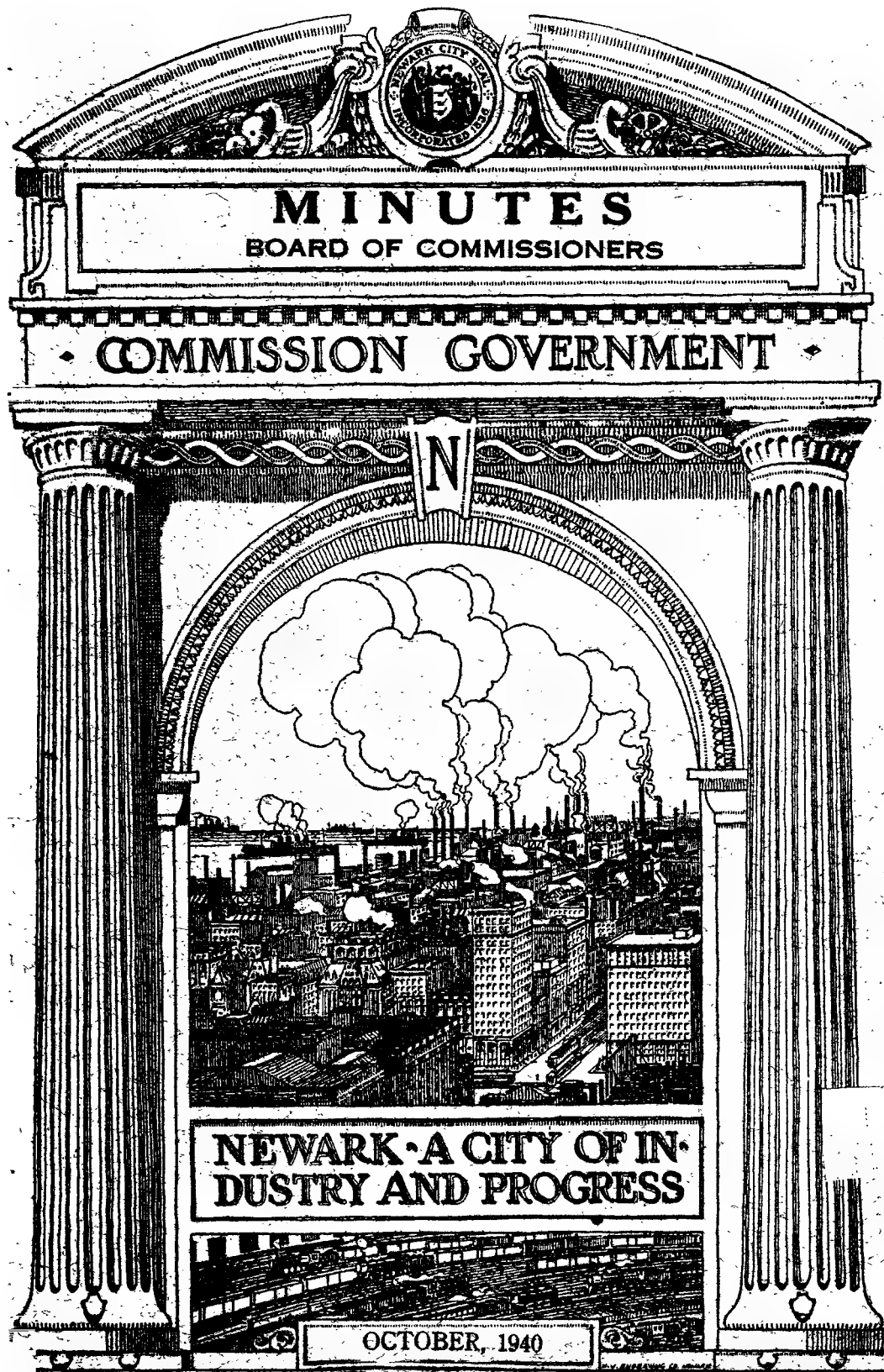
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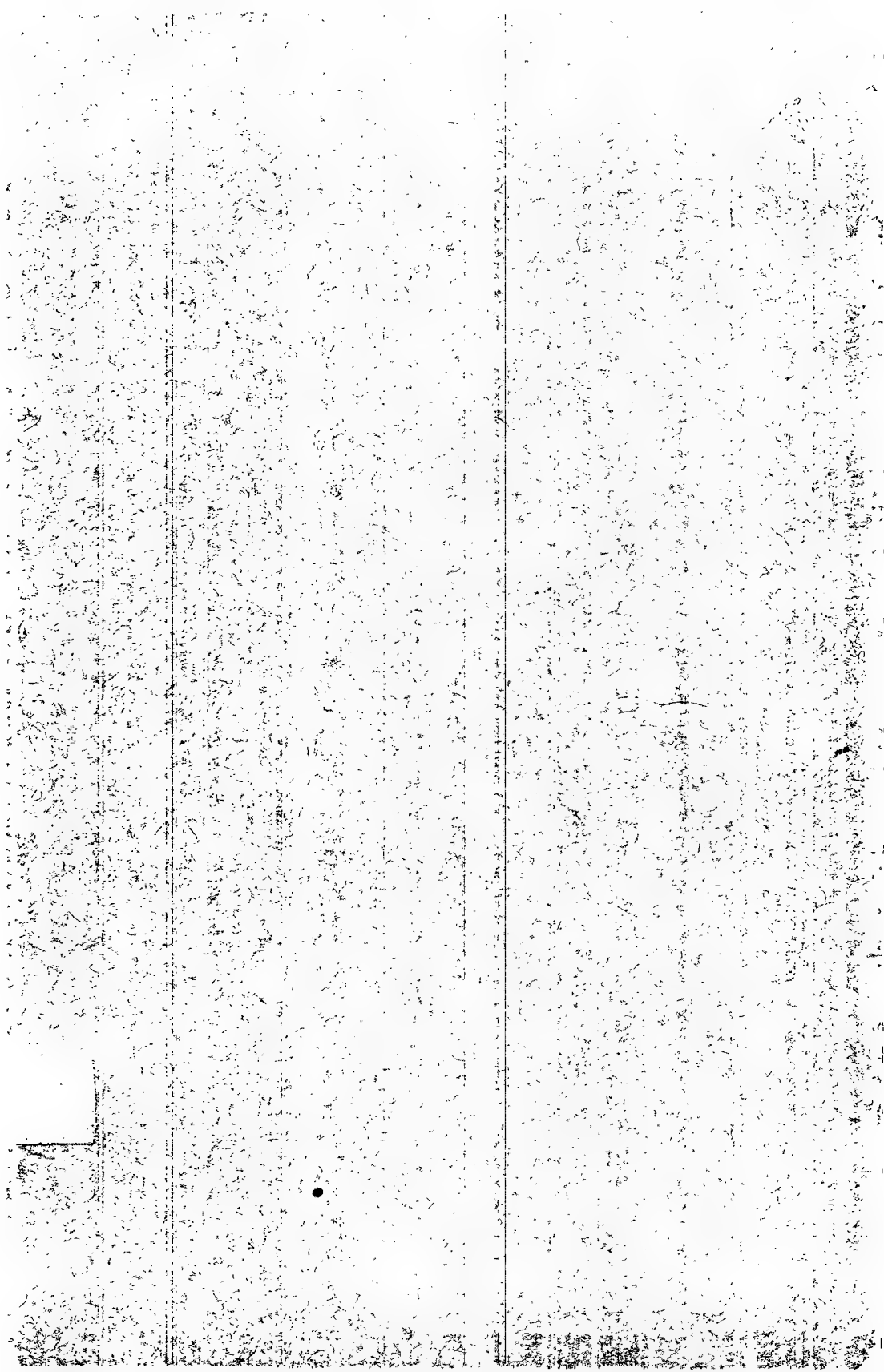
MINUTES
BOARD OF COMMISSIONERS

• **COMMISSION GOVERNMENT** •

N

NEWARK • A CITY OF IN-
DUSTRY AND PROGRESS

OCTOBER, 1940





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MINUTES OF MEETINGS

OF THE

Board of Commissioners

of Newark, N. J.

October, 1940

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS

DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

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General Licenses	Second Floor
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Department of Elections.....	Sub-basement City Hall

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VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Moller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
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Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
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Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-89 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
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Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
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Insurance Fund Commission	City Hall, Third Floor

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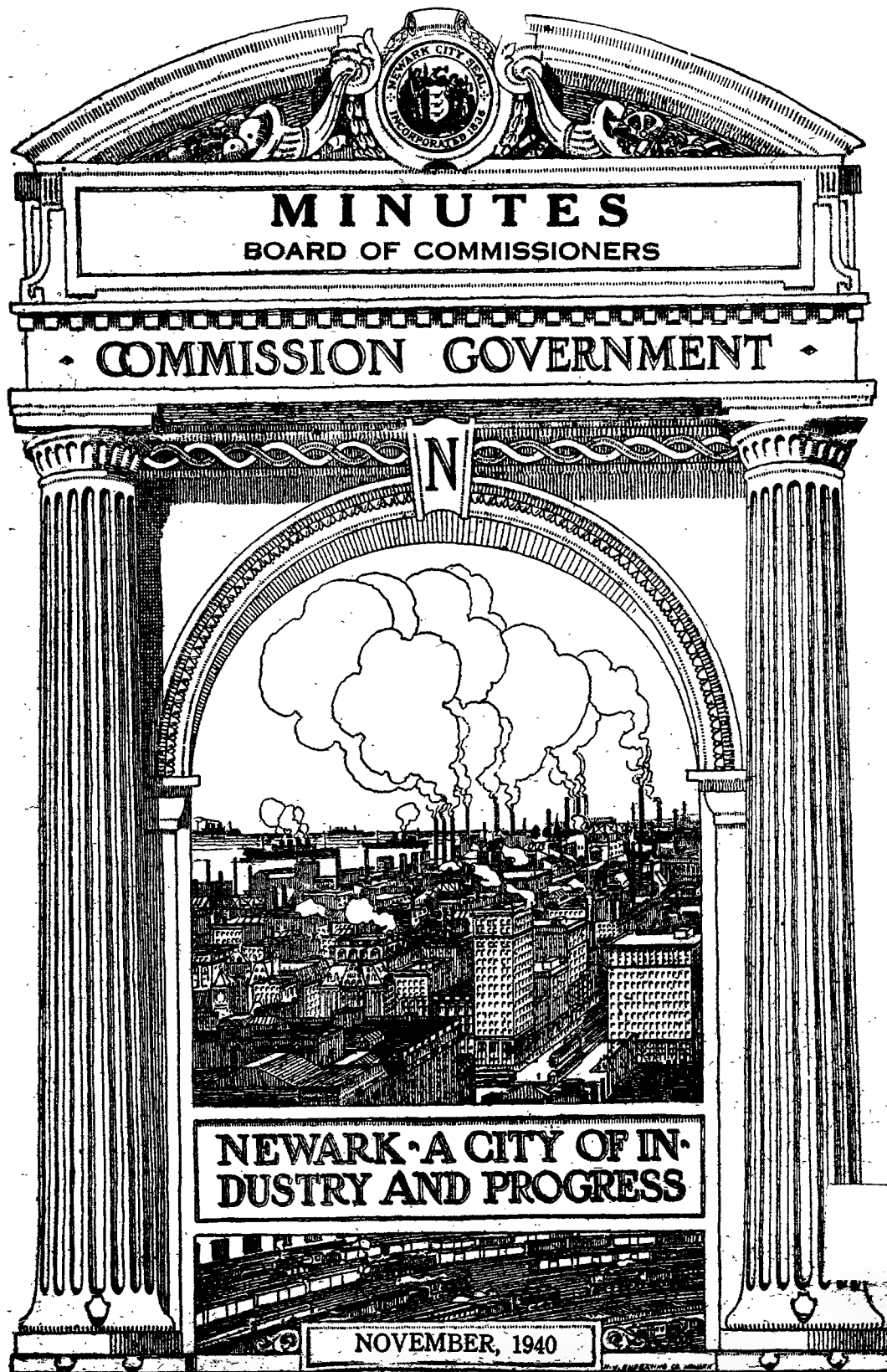
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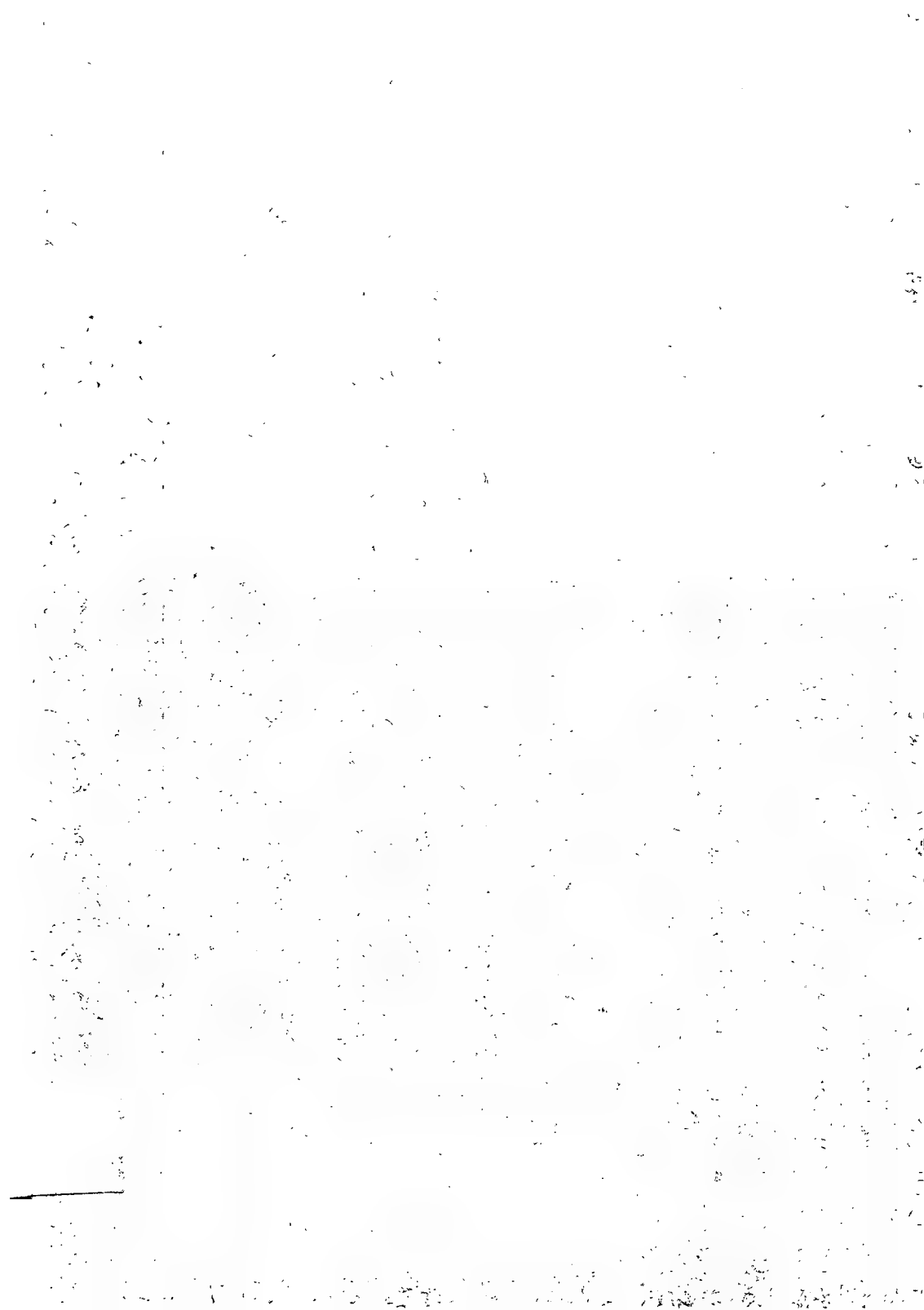
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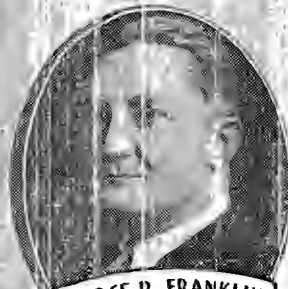


Nov.





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MINUTES OF MEETINGS

OF THE

Board of Commissioners
of Newark, N. J.

November, 1940

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS
DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

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HARRY S. REICHENSTEIN

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VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Harry L. Wagman	Chairman
David W. Welch	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Port Newark Operations	Port Newark
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
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Second Criminal Court.....	Summer and Seventh Avenues
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Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

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Engine Co. No. 8.....	296 Ferry Street
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Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
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Reserve and Supply Company No. 1.....	56-58 Prospect Street
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Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	45 Branford Place
Insurance Fund Commission.....	City Hall, Third Floor

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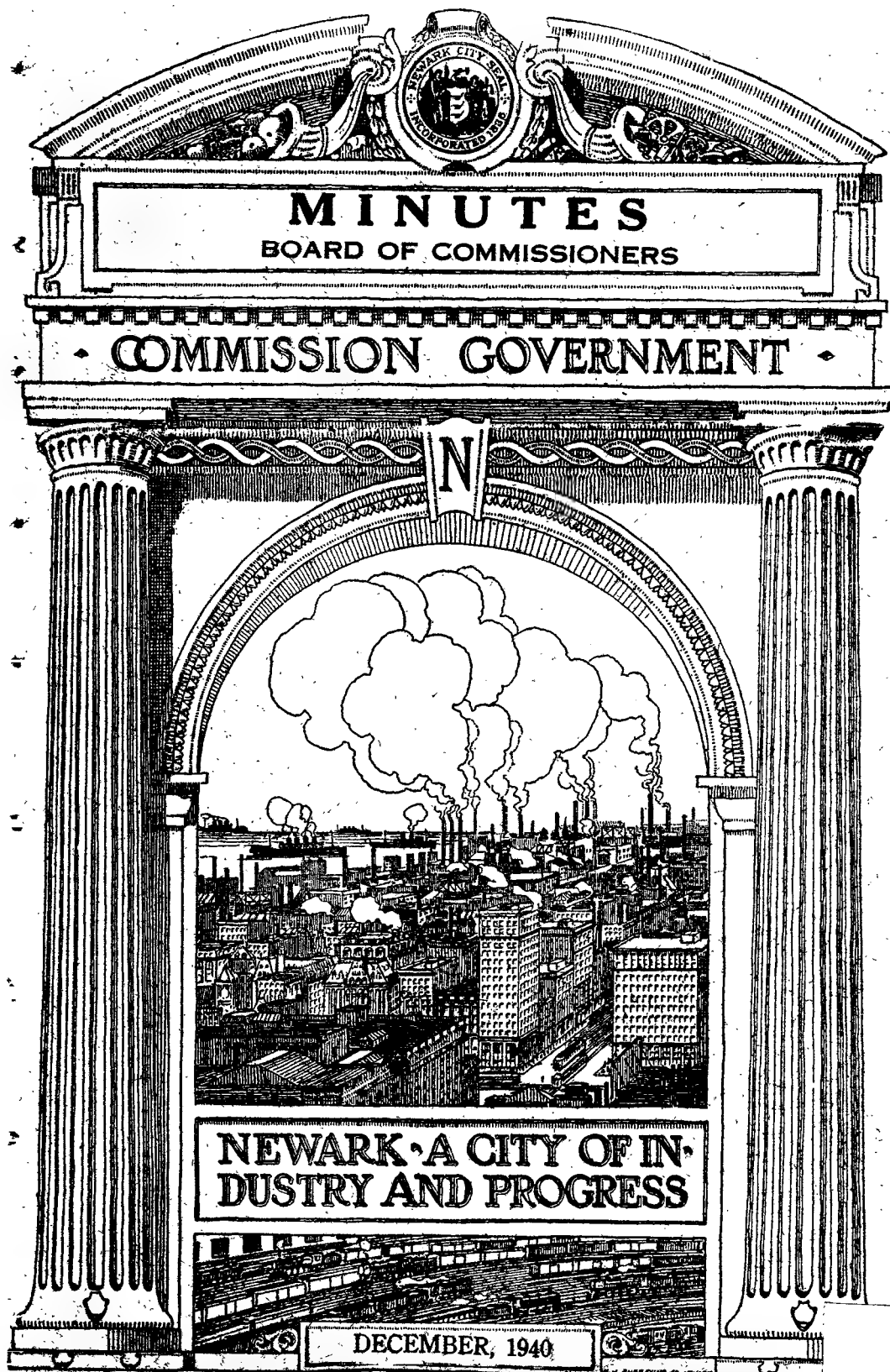
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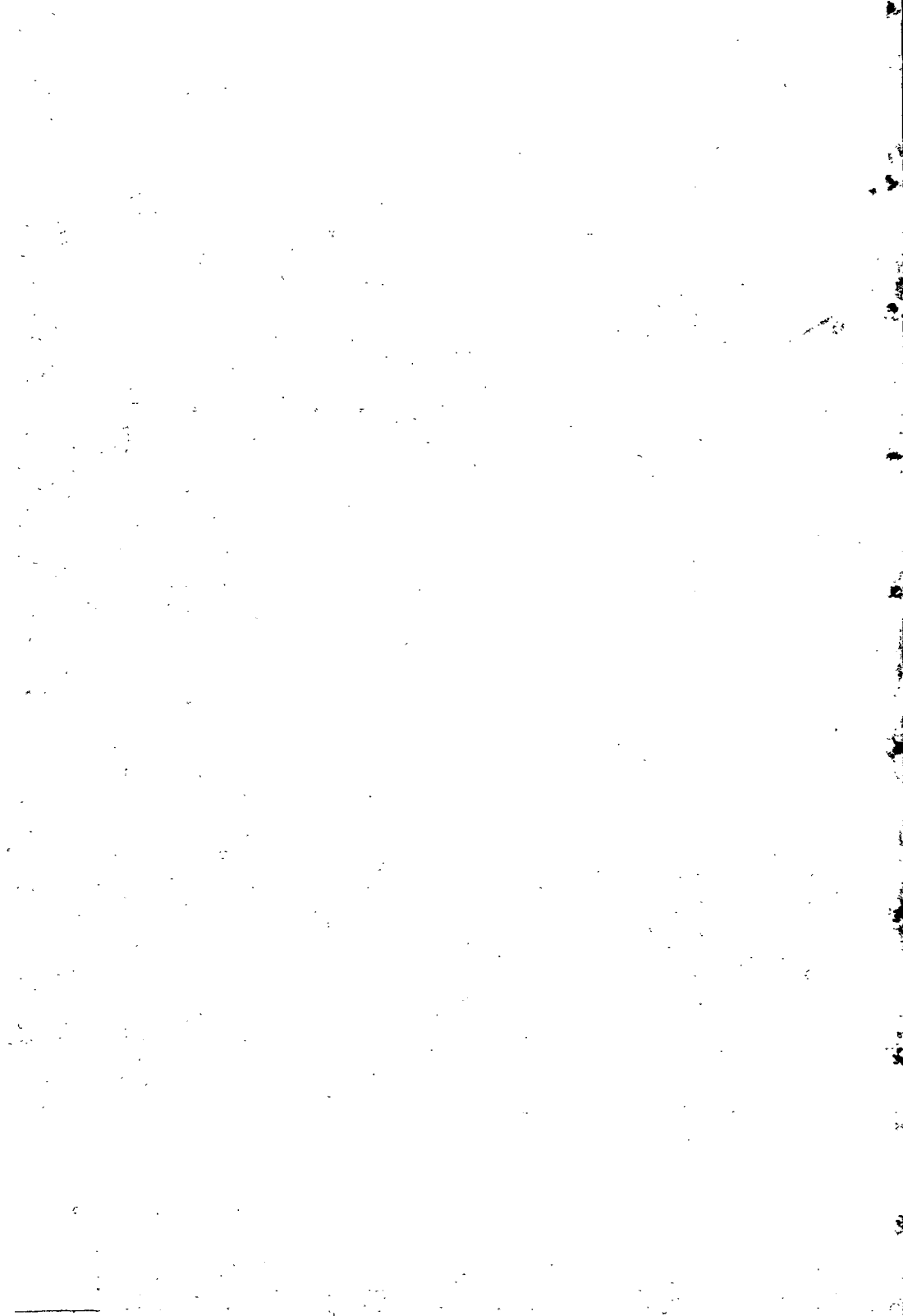
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JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

D e c e m b e r , 1 9 4 0

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	

NEWARK LABOR RELATIONS BOARD
PORT NEWARK OPERATIONS (Airport and Docks)
FREE PUBLIC LIBRARY
NEWARK MUSEUM
NEWARK ART COMMISSION
PASSAIC RIVER WATERFRONT PROPERTY

Department of Public Safety

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
PUBLIC CITY PARKS

NEWARK MUNICIPAL FARMERS' MARKETS
DEPARTMENT CENTRAL PURCHASE

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

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MINUTES OF MEETINGS

OF THE

Board of Commissioners

January, 1940

Newark, N. J., January 3, 1940.

(No response).

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

(The minutes were read and approved as read.)

The City Clerk presented An Ordinance to amend an ordinance entitled: "Zoning Ordinance of The City of Newark," adopted January 8, 1930, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

No one appearing, Commissioner Byrne moved that the public hearing be closed

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of The City of Newark Do Ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the Second Business District as shown on the Zoning Map so as to include the area described as follows:

Bounded easterly by Meeker Avenue, northerly by the northerly line of the Lehigh Valley Railroad property, westerly by the City and County Line, and southerly by the northerly line of State Highway Route No. 29.

AND that the Zoning Map which accompanies the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Second Business District the area described above.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance to amend an ordinance entitled 'Zoning Ordinance of The City of Newark'", adopted January 8, 1930, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance to rescind ordinances providing for the issuance of bonds and bond anticipation notes heretofore adopted by the Board of Commissioners.

The Board of Commissioners of The City of Newark, Do Ordain as follows:

Section 1. The ordinance entitled "An Ordinance providing for the issuance of bonds of The City of Newark to raise money for the purpose of acquiring additional equipment and furnishings for, and constructing additions to, and reconstructing, The Newark City Hospital," adopted by the Board of Commissioners on the 8th day of December, 1937, is hereby rescinded insofar as said ordinance authorizes the issuance of bonds or bond anticipation notes of The City of Newark in addition to the \$70,000 of bonds heretofore issued pursuant to said ordinance.

Section 2. The ordinance entitled "An Ordinance providing for the issuance of bonds of The City of Newark to finance the cost of replacing the existing timber decking on the Haynes Avenue (Doremus Avenue) Bridge by composite steel and concrete, and of reinforcing the steel structure of said bridge," adopted by the Board of Commissioners on the 6th day of October, 1937, is hereby rescinded insofar as said ordinance authorizes the issuance of bonds or bond anticipation notes of The City of Newark in addition to the \$90,000 of bonds heretofore issued pursuant to said ordinance.

Section 3. This ordinance shall take effect immediately.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Commissioner Byrne: I move the public hearing be closed.

Commissioner Murphy: I would like to have this laid over for two weeks. That is the relief bonds that you asked about, Director, the relief ordinance we spoke about two weeks ago.

Mayor Ellenstein: No. This is unexpended—

Commissioner Murphy: This is the ordinance that was passed that gives the right to issue bonds to the extent of \$1,175,000.

Commissioner Franklin: Yes, in other words, I asked at the time—

Commissioner Murphy: Oh, no. That is \$1,175,000.

Mayor Ellenstein: The ordinance we are now considering is an ordinance where the bonds have been unexpended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance to rescind ordinances providing for the issuance of bonds and bond anticipation notes heretofore adopted by the Board of Commissioners," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to rescind ordinances providing for the issuance of bonds and bond anticipation notes heretofore adopted by the Board of Commissioners.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to rescind the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark," adopted on the 13th day of September, 1939, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move the ordinance be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Four Thousand Sixty-eight Dollars and Forty-nine Cents (\$4,068.49) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 66.48
Auditor's Office	7.00
Reserve for Overpayments	
Tax Receiver	22.27
Reserve for Overpayments	
Comptroller	3,848.89
Advertising Tax Sale	117.49
Tax Receiver	6.36
	<hr/>
	\$ 4,068.49

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirteen Thousand Six Hundred Ninety-four Dollars and Twelve Cents (\$13,694.12) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment
Tax Receiver\$13,694.12

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand One Hundred Twenty-two Dollars and Fifty-eight Cents (\$40,122.58) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$40,122.58

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Dollars and Fifteen Cents (\$48.15) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Court Costs\$13.65
Law Department 34.50
\$48.15

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Three Thousand, Fourteen Dollars and Eight Cents (\$3,014.08) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 7th and December 30th, 1939, as follows:

Shade Tree\$1,738.08
Public Buildings 1,276.00
\$3,014.08

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty Thousand One Hundred Ninety-four Dollars and Forty-eight Cents (\$40,194.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending December 27th, 1939:

Newark Airport	\$ 2,129.85
Bureau of Motors	2,711.99
Bureau of Streets	1,733.93
Bureau of Sewers	867.26
House Sewer Connections..	481.73
Bureau of Street Cleaning	22,046.82
Street Construction	502.10
Bureau of Docks	776.40
Bureau of Water	8,944.34
	<hr/>
	\$ 40,194.48

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand, One Hundred Fifty-two Dollars and Ninety-five Cents (\$8,152.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA	
Project 6926	\$ 3,599.21

Street Construction WPA	
Project 6926-7	3,247.65
Street Construction WPA	
Project 6926-7	75.00
Street Construction WPA	
Project 3531	770.53
Street Construction WPA	
Project 6926-7	460.56
	<hr/>
	\$ 8,152.95

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Ninety-six Dollars and Twenty-five Cents (\$996.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$328.75
City Clerk	126.00
Newark Airport	57.90
Docks	66.94
City Planning	
(WPA Project 5358-7)	416.66
	<hr/>
	\$996.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS

Paul Beyer
Samuel . Berlowe
Emanuel Geller
Isadore Kronstein
John Warner
Solomon C. Bennett

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables of the City of Newark, for the term expiring December 31, 1940:

Samuel W. Berlowe, 279 Vassar Avenue,

Bernard Hoffman, 233 Schley Stret,

William Wolf Levy, 74 Dayton Street,

Max Markowitz, 34 Goodwin Avenue,

Herman Wurzel, 201 Leslie Street,

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

REED, HOYT, WASHBURN & CLAY

49 Wall Street,
New York.

December 29, 1939.

City of Newark, N. J., Storage Reservoir Bonds, Dated April 1, 1905

Eugene Farrell, Esq.,
Acting City Auditor,
City Hall, Newark, N. J.

Dear Mr. Farrell:—

I have your letter of December 27. I return herewith the papers sent with the letter.

I find that we passed upon the legality of the \$5,000 Storage Reservoir Bonds numbered from 1425 to 1429, inclusive, which are described in the papers. I also find that they were re-issued in July, 1936, pursuant to a resolution passed on July 8, 1936. There is, in my judgment, nothing to prevent the City from issuing new bonds in exchange for the old bond, provided the holder will pay all expenses, as required by Section 40:1-57 of the Revised Statutes.

I also enclose herewith a form of resolution which might be passed by the Board of Commissioners for the purpose of authorizing the reissuance of the bonds. The new bonds should be identical in form with those now held by The First Bank and Trust Company of Perth Amboy, except that appropriate changes should be made in the fourth paragraph of the bonds. to indicate that the new bonds are being issued in exchange for "defaced" bonds, and except that the coupons should be authorized by the signature of the present City Comptroller.

You will, I assume, let me know if

you want us to superintend the preparation of the new bonds.

Sincerely yours,
Lester H. Washburn.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, George Fullerton of the City of Perth Amboy, New Jersey, is now the owner of \$5,000 Storage Reservoir Bonds of The City of Newark, dated April 1, 1905, payable April 1, 1955, bearing interest at the rate of three and one-half per centum (3½%) per annum, payable semi-annually on April 1st and October 1st and consisting of five bonds of the denomination of \$1,000 each, numbered from 1425 to 1429, inclusive, heretofore issued pursuant to resolution duly adopted by the Common Council of said City on the 10th day of March, 1905 and by the Board of Commissioners of said City on the 8th day of July, 1936, and said bonds have been defaced, and said George Fullerton desires that said bonds be reissued pursuant to Section 40:1-57 of the Local Bond Law: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark that said bonds be reissued pursuant to and in accordance with Section 40:1-57 of the Local Bond Law, at the expense of said George Fullerton, and that the Mayor, City Comptroller and City Clerk be and they hereby are authorized and directed to execute said reissued bonds, and that the City Comptroller be and he hereby is authorized and directed to deliver said reissued bonds to said George Fullerton in exchange for said outstanding bonds.

FURTHER RESOLVED, That the bonds to be issued pursuant to this resolution shall be in the form and tenor of said outstanding bonds, ex-

cept that each of the interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of the City Comptroller now in office, and that each of said bonds shall recite that such bond has been reissued pursuant to the Local Bond Law of New Jersey and this resolution, in place of a defaced bond of like form and tenor, originally issued pursuant to said resolutions adopted on the 10th day of March, 1905 and on the 8th day of July, 1936.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Section 110 of the Local Budget Act, as amended, provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 1940 Budget) temporary appropriations should be made for the purposes and amount required in the manner and time therein provided;

WHEREAS, the date of this resolution is within the first fifteen days of January, 1940; and,

WHEREAS, one quarter of the total appropriations in the 1939 Budget, exclusive of any appropriations made for Debt Service in the 1939 Budget, is the sum of \$10,762,092.87;

NOW, THEREFORE, BE IT RESOLVED, That the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:—

Parks and Public
Property\$ 164,648.00

Public Works	2,346,473.80
Public Affairs	910,199.00
Public Safety	1,446,090.38
Revenue and Finance....	553,185.00
Contingent	6,250.00
Judgments	613.65
Local School Taxes	1,965,000.00
County Taxes	1,999,150.20
State Taxes	612,826.32
	<hr/>
	\$10,004,436.35

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution
 was declared adopted by the follow-
 ing votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

DEPARTMENT OF REVENUE AND FINANCE

Temporary Budget Requirements for 1940

Director's Office:	\$	8,900.00
Personal Service	\$	\$,100.00
Service by Contract or Agreement		150.00
Materials and Supplies		350.00
Fixed Charges and Misc. Expense		300.00
Comptroller's Office:		16,615.00
Personal Services		16,320.00
Service by Contract or Agreement		10.00
Materials and Supplies		250.00
Fixed Charges and Misc. Expense		35.00
Auditor's Office:		14,050.00
Personal Services		13,600.00
Service by Contract or Agreement		35.00
Materials and Supplies		390.00
Fixed Charges and Misc. Expense		25.00
Treasurer's Office:		6,900.00
Personal Services		6,300.00
Service by Contract or Agreement		50.00
Materials and Supplies		500.00
Fixed Charges and Miscellaneous Exp.		50.00
Tax Board:		53,500.00
Personal Services		44,000.00
Service by Contract or Agreement		7,500.00
Materials and Supplies		1,500.00
Fixed Charges and Misc. Expense		500.00
Tax Receiver's Office:		27,500.00
Personal Services		25,000.00
Service by Contract or Agreement		25.00
Materials and Supplies		675.00
Fixed Charges and Misc. Expense		1,800.00

Arrears of Personal Taxes:	11,400.00
Personal Services	11,200.00
Materials and Supplies	200.00
Commissioners of Assessments for Local Improvements:	6,340.00
Personal Services	5,220.00
Service by Contract or Agreement	1,000.00
Materials and Supplies	100.00
Fixed Charges and Misc. Expense	20.00
Advertising Tax Sale:	2,000.00
Personal Services	500.00
Service by Contract or Agreement	1,500.00
District Courts:	14,000.00
Personal Services	13,400.00
Service by Contract or Agreement	10.00
Materials and Supplies	580.00
Fixed Charges and Misc. Expense	10.00
Sinking Fund Commission:	1,300.00
Personal Services	1,075.00
Service by Contract or Agreement	100.00
Materials and Supplies	100.00
Fixed Charges and Misc. Expense	25.00
Surety Bonds—Insurance:	3,500.00
Pension Funds:	275,750.00
Fire and Police Pension Fund	200,000.00
Board of Works Pension Fund	30,000.00
Board of Health Pension Fund	15,000.00
Municipal Employees Pension Fund	30,000.00
Pension Salaries	750.00
Newark Technical School:	17,315.00
Passaic Valley Sewer Maintenance:	76,000.00
Second River Sewer Maintenance:	65.00
Joint Outlet Sewer Maintenance:	4,150.00
Fiscal Agent:	\$ 1,875.00
Auditing and Special Accounting:	8,500.00
Court Costs:	500.00
Carfare:	250.00
N. J. League of Municipalities:	375.00
Dues—Conference of Mayors:	250.00
Printing Annual Report:	400.00
Stenographic Service:	500.00
Maintenance Foreclosed Property:	1,250.00
	<hr/>
	\$ 553,185.00

CITY OF NEWARK, NEW JERSEY

Department of Public Safety

John B. Keenan, Acting Director.

January 2, 1939.

Hon. Vincent J. Murphy, Director,
Department of Revenue and Finance,
City Hall, Newark, N. J.

Dear Director:

I wish to acknowledge receipt of your letter of December 28th, 1939 and submit below tentative requirements for the subdivisions of the Department of Public Safety for the first quarter of 1940:

Director's Office:

Personal Service	\$ 5,500.00	
Fixed Charges and Misc. Expense	45.00	
	<hr/>	\$ 5,545.00

Police Division:

Personal Service	789,867.55	
Service by Contract or Agreement	18,735.50	
Materials and Supplies	26,157.08	
Fixed Charges and Misc. Expense	9,612.50	
Equipment	9,525.00	
W. P. A.	5,492.18	
	<hr/>	859,889.61

Fire Division:

Personal Service	488,617.05	
Service by Contract or Agreement	9,187.69	
Materials and Supplies	10,702.24	
Fixed Charges and Misc. Expense	9,612.50	
Equipment	9,525.00	
W. P. A.	2,193.18	
	<hr/>	529,837.96

License Division:

Personal Service	4,287.50	
Materials and Supplies	467.87	
Fixed Charges and Misc. Expense	185.89	
Equipment	17.75	
	<hr/>	4,959.01

Building Division:

Personal Service	18,825.00	
Service by Contract or Agreement	8.75	
Materials and Supplies	125.00	
Fixed Charges and Misc. Expenses	217.60	
	<hr/>	19,276.35

Electrical Division:

Personal Service	11,833.00	
Materials and Supplies	255.19	
Fixed Charges and Misc. Expense	187.13	
		<u>12,275.32</u>

Criminal Courts:

Personal Service	14,202.25	
Fixed Charges and Misc. Expense	106.13	
		<u>14,308.38</u>

Municipal Board of Alcoholic Beverage Control:

Personal Service	34.00	
Service by Contract or Agreement	328.71	
Materials and Supplies	115.50	
Fixed Charges and Misc. Expense	20.54	
		<u>498.75</u>
		<u>\$1,446,090.38</u>

Respectfully submitted,

John B. Keenan, Acting Director.

DEPARTMENT OF PUBLIC AFFAIRS**Temporary Budget Requirements for 1940:****Mayor's Office:**

Personal Service	\$ 8,725.00	
Other than Personal Service	500.00	
		<u>\$ 9,225.00</u>
Service by Contract and Agreement	\$300.00	
Materials and Supplies	200.00	
Fixed Charges and Misc. Expenses		
Equipment		

Bureau of Streets:

Personal Service	61,098.00	
Other than Personal Service	16,480.00	
		<u>77,578.00</u>
Service by Contract and Agreement	7,574.00	
Materials and Supplies	7,725.00	
Fixed Charges and Misc. Expenses	969.00	
Equipment	212.00	

Bureau of Sewers:

Personal Service	23,940.00	
Other than Personal Service	4,326.00	
		<u>28,266.00</u>

Service by Contract and Agreement	2,769.00	
Materials and Supplies	1,006.00	
Fixed Charges and Misc. Expenses	551.00	
Equipment		
Public Lighting:		
Personal Service	2,600.00	
Other than Personal Service	97,990.00	
		100,590.00
Service by contract and agreement	97,850.00	
Materials and Supplies	100.00	
Fixed charges and misc. expenses	40.00	
Equipment		
Street Cleaning:		
Personal Service	319,500.00	
Other than Personal Service	114,887.00	
		434,387.00
Service by contract and agreement	37,218.00	
Materials and Supplies	18,550.00	
Fixed charges and misc. expenses	3,406.25	
Equipment	5,537.25	
Hayes Street Reconstruction.....	50.00	
Snow Removal	30,000.00	
Pro Rated Share Motor		
Maintenance	4,925.00	
Motor Equipment Replacement—		
25% Down Payment	15,200.00	
Sidewalks:		
Personal Service	1,300.00	
Other than Personal Service	200.00	
		1,500.00
Garage and Auto Maintenance.....	100.00	
Incidentals	100.00	
Surveys:		
Personal Service	22,938.00	
Other than Personal Service	1,173.00	
		24,111.00
Services by Contract and Agreement	843.00	
Materials and Supplies	222.00	
Fixed Charges and Misc. Expenses....	68.00	
Equipment	40.00	
Engineering Division:		
Personal Service	8,030.00	
Other than Personal Service		
		8,030.00
House Sewer Connections:		
Personal Service	3,000.00	
Other than Personal Service		
		3,000.00

Industrial Commission:

Personal Service	450.00	
Other than Personal Service	1,173.00	
		<hr/>
		1,623.00
Services by Contract and Agreement \$985.00		
Materials and Supplies.....	150.00	
Fixed Charges and Misc. Expenses	38.00	
Equipment		

City Clerk's Office:

Personal Service	19,750.00	
Other than Personal Service	1,138.00	
		<hr/>
		20,888.00
Services by Contract and Agreement \$875.00		
Materials and Supplies	150.00	
Fixed Charges and Misc. Expenses	38.00	
Equipment	75.00	

Elections:

Personal Services	2,610.00	
Other than Personal Service	5,965.00	
		<hr/>
		8,575.00
Service by Contract and Agreement 1,150.00		
Materials and Supplies	4,175.00	
Fixed Charges and Misc. Expenses	640.00	
Equipment		

Newark Labor Relations Board:

Personal Service	2,340.00	
Other than Personal Service	461.00	
		<hr/>
		2,601.00
Service by Contract and Agreement..	125.00	
Materials and Supplies	30.00	
Fixed Charges and Misc. Expenses	306.00	

W. P. A. Projects:

Personal Service	1,250.00	
Other than Personal Service	25,000.00	
		<hr/>
		26,250.00

Newark Museum: 37,500.00

Free Library: 125,000.00

Care and Relief of Indigent Children: 750.00

Newspapers: 125.00

\$910,199.00

DEPARTMENT OF PUBLIC WORKS

Sub-divisions	Personal Service	Service by Contract or Agreement	Materials and Supplies	Fixed Charges and Misc. Exp.	Equip-ment	TOTAL
Director's Office	\$ 9,400.00	.....	\$ 525.00	\$ 225.00	.....	\$ 10,150.00
Health Department	144,697.25	\$ 4,250.00	10,750.00	5,750.00	\$ 500.00	165,947.25
City Hospital	143,380.40	6,000.00	75,000.00	3,000.00	4,500.00	231,880.40
Convalescent Hospital	11,687.64	800.00	7,500.00	75.00	500.00	20,862.64
Public Outing	180.00	70.50	24.00	2.50	.....	277.00
Alms House	14,957.27	1,105.23	13,769.00	527.00	977.00	31,335.50
Newark City Home	19,289.22	2,325.00	9,539.00	1,039.00	1,363.00	33,565.22
Bureau of Baths	31,515.34	5,032.00	2,562.00	100.00	645.00	40,854.34
Ivy Hill Power Plant	16,322.33	1,050.00	6,046.00	3.00	14.00	23,435.33
Outdoor Poor Department	12,924.00	.....	100.00	.....	.....	13,024.00
Law Department	23,235.79	463.85	386.63	277.26	100.00	24,463.59
Board of Adjustment	2,785.00	440.00	40.00	10.00	.....	3,275.00
Relief Administration	175,239.66	15,791.58	7,644.19	10,166.88	3,468.84	212,311.15
Direct Relief .....	.....	.....	1,509,937.38	(Inc. rental expenditures)	1,509,937.38	.....
Rental of Beds .....	.....	.....	.....	2,156.00	.....	2,156.00
Band Concerts .....	.....	.....	.....	2,000.00	.....	2,000.00
Celebration of Holidays .....	.....	.....	.....	1,750.00	.....	1,750.00
Legislative Expenses .....	.....	.....	.....	2,002.00	.....	2,002.00
TOTAL	\$605,613.90	\$37,138.16	\$1,644,823.20	\$29,083.64	\$12,067.90	\$2,328,726.80
W. P. A. Projects—Bus Transportation .....	.....	.....	.....	.....	.....	5,955.00
W. P. A. Projects—Sewing .....	.....	.....	.....	.....	.....	8,292.00
W. P. A. Projects—City Hospital .....	.....	.....	.....	.....	.....	3,500.00
TOTAL	\$2,346,473.80	.....	.....	.....	.....	\$2,346,473.80

DEPARTMENT OF PARKS &
PUBLIC PROPERTY
City Hall,
NEWARK, NEW JERSEY

December 29, 1939.

Honorable Vincent J. Murphy,
Director of Revenue and Finance,
City Hall,
Newark, New Jersey.

Dear Director:

Listed herewith are what we consider to be our temporary requirements for the sub-divisions in the Department of Parks and Public Property for the first three months in 1940:

DIRECTOR'S OFFICE

Personal Service	\$ 6,200.00
Service by Contract, etc.....	60.00
Materials and Supplies	150.00
Fixed charges	45.00
Equipment	
Total	\$ 6,455.00

SMOKE ABATEMENT

Personal Service	\$ 1,075.00
Service by Contract, etc.	15.00
Materials and Supplies	85.00
Fixed charges	15.00
Equipment	35.00
Total	\$ 1,225.00

PUBLIC BUILDINGS

Personal Service	\$ 69,000.00
Service by Contract	5,000.00
Materials and Supplies	9,000.00
Fixed Charges	550.00
Equipment	436.00
Total	\$ 83,986.00

WEIGHTS AND MEASURES

Personal Service	\$ 4,140.00
Service by Contract, etc.	125.00

Materials and Supplies	125.00
Fixed Charges	125.00
Equipment	10.00
Total	\$ 4,525.00

PRINTING AND STATIONERY

Personal Service	\$ 1,185.00
Service by Contract, etc.....	725.00
Materials and Supplies	1,625.00
Total	\$ 3,535.00

SHADE TREE

Personal Service	\$ 37,787.00
Service by Contract, etc.	400.00
Materials and Supplies	800.00
Fixed Charges, etc.	81.00
Equipment	
Total	\$ 39,068.00

MAINTENANCE OF DOG POUND

Service by Contract, etc.....	\$ 1,875.00
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W. P. A. PROJECTS

Personal Service	\$ 1,250.00
Service by Contract, etc.....	2,000.00
Materials and Supplies	3,000.00
Fixed Charges	500.00
Equipment	500.00
Total	\$ 7,250.00

**PUBLIC BUILDINGS—CITY
OWNED PROPERTY**

Personal Service	\$ 1,360.00
Service by Contract, etc.	1,000.00
Materials and Supplies	100.00
Fixed Charges	474.00
Equipment	
Total	\$ 2,934.00

**ADVERTISING—ST. PATRICK'S
DAY**

Service by Contract	\$ 500.00
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BUREAU OF CENTRAL PURCHASE

Personal Service	\$ 11,960.00
Service by Contract, etc.....	85.00
Materials and Supplies	640.00
Fixed Charges	335.00
Equipment	75.00
<hr/>	
Total	\$ 13,095.00

CENTRAL PURCHASE—W. P. A.

Service by Contract	\$ 50.00
Materials and Supplies	150.00
<hr/>	
Total	\$ 200.00

The total amount of our temporary requirements for the first three months of 1940 is \$164,648.00.

Very truly yours,
Ernest F. Misini,

Deputy Director of Parks and Public Property.

Commissioner Murphy offered the following resolutions:

WHEREAS, Vincenzo Cardinale of No. 55 Ann Street, Newark, New Jersey, is the owner of property at that address in Block No. 1004, Lot No. 50, in the City of Newark, and has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, \$896.41; and,

WHEREAS, a Tax Title Liens Certificate for 1919 was acquired by M. Fitzsimmons, on June 30th, 1921, for the amount of \$21.65; and,

WHEREAS, said tax lien was again resold to Charles N. Wittsel on June 19th, 1922 for the amount of \$25.15; and,

WHEREAS, said tax lien was again sold to the City of Newark on June 18th, 1924 for the amount of \$69.75; and,

WHEREAS, no taxes have been paid since that date and up to the present time; and,

WHEREAS, Thomas M. Forr, a qualified land appraiser, states that the present day value of the land is \$300.00 and has a front footage of ten feet, four inches; and,

WHEREAS, the said petitioner has offered to pay \$300.00 in full settlement of all unpaid taxes, assessments and liens, in addition to satisfying outstanding certificates, said amount being the present day market value of the aforesaid lot;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$300.00 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lot, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value of \$300.00 on the aforesaid lot be and they are hereby cancelled upon the payment of the sum aforesaid, provided the said \$300.00 shall be paid within sixty days from the date hereof.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, R. S. 1937, Sec. 54:4-99 to 54:4-102, giving the municipality the right to alteration, adjustment and settlement of taxes.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Newark Housing Authority is the owner of property located at Nos. 222½-224 Orange Street, Block No. 2854, Lot No. 18, in the City of Newark, and has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lot aforesaid, amounting to \$4,-678.63; and

WHEREAS, a Tax Title Lien Certificate for the years 1931 to 1935 was acquired by the City of Newark on October 30th, 1936, for the amount of \$4,678.63; and

WHEREAS, no taxes have been paid since that date and up to the present time; and

WHEREAS, Bernard K. Judge, a qualified land appraiser, states that the present day value of the land is \$2,900.00 and has a frontage rate of \$100.00 per foot; and

WHEREAS, the said petitioner has offered to pay \$2,900.00 in full settlement of all unpaid taxes, assessments and liens, in addition to satisfying outstanding certificates, said amount being the present day market value of the aforesaid lot;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Controller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$2,900.00 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lot, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value of \$2,900.00 on the aforesaid lot be and they are hereby can-

celled upon the payment of the sum aforesaid, provided the said \$2,900.00 shall be paid within sixty days from the date hereof.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, R. S. 1937, Sec. 54:4-99 to 54:4-102, giving the municipality the right to alteration, adjustment and settlement of taxes.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Handler, Esq., attorney for the owner of property located at Nos. 80-82 Midland Place, Block No. 4267, Lot No. 54, in the City of Newark, has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lot aforesaid; and

WHEREAS, the said petitioner has offered to pay Nine hundred and fifty dollars (\$950.00) in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lot; and

WHEREAS, Thomas M. Ford, a qualified land appraiser, states that the present day value of the land is Twenty-five dollars (\$25.00) a foot and that the said lot has a frontage of thirty-eight (38) feet; and

WHEREAS, taxes, street openings, street paving, water and sewer connections have not been paid since 1928 in the amount of One thousand eight hundred and thirty-one dollars and sixty cents (\$1,831.60);

THEREFORE BE IT RESOLVED, by the Board of Commissioner of the City of Newark, that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of Nine hundred and fifty dollars (\$950.00) in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lot, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on the aforesaid lot be and they are hereby cancelled upon the payment of the sum aforesaid, provided the said Nine hundred and fifty dollars (\$950.00) shall be paid within sixty days from the date hereof.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, R. S. 1937, Sec. 54:99 to 54:4-102, giving the municipality the right to alteration, adjustment and settlement of taxes. Building improvements to be commenced on the aforesaid property within sixty (60) days from the date hereof, otherwise this resolution to be null and void.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property secured an informal bid in the amount of One hundred and twenty-two dollars and twenty cents (\$122.20) from the International Business Machine Corporation, for furnishing and installing contact fingers and making repair to pilot clock and

master clock, all of which machines are the product of said International Business Machines Corporation, and necessarily serviced by them;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract for the above mentioned work with the said International Business Machines Corporation, for the sum of One hundred and twenty-two dollars and twenty cents (\$122.20).

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by resolution No. 6384 adopted by the Board of Commission-

ers on the

Director of the Department of Parks and Public Property was authorized to advertise and receive bids to demolish a building at 542-544 Ferry Street, Newark, New Jersey; and

WHEREAS, the said Director did advertise for and receive bids on January 3, 1940; and

WHEREAS, the said Director has deemed it for the best interests of the City of Newark to reject all of said bids received.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that all of the bids received by the Director of the Department of Parks and Public Prop-

erty in response to the advertisement for bids to demolish building at 542-544 Ferry Street, be and the same are hereby rejected; and

BE IT FURTHER RESOLVED, that the said Director of the Department of Parks and Public Property be and he is hereby authorized to re-advertise and receive bids, in manner provided by law, to demolish the aforesaid building at 542-544 Ferry Street, Newark, New Jersey.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Chlorine and Anhydrous Ammonia, and Rock Salt for the Department of Public Affairs; one (1) counter and filing cabinet for the Fire Division, Department of Public Safety; ventilating fans and office fans for the Department of Parks and Public Property and leather and findings for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Eyrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for furnishing all materials and performing all necessary labor for plumbing work in air shaft in south east corner of City Hall building, Newark, New Jersey, in accordance with specifications on file in the office of the said Director; and

WHEREAS, Leo T. McSulla is the lowest responsible bidder in the amount of Two hundred and thirty-nine dollars (\$239.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract for the aforesaid plumbing work at a cost of Two hundred and thirty-nine dollars (\$239.00) with Leo T. McSulla.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by Resolution 6199, dated November 29, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering paper towels; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and

delivering said paper towels to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said paper towels according to the specifications on file in the Department of Central Purchase in the City of Newark:

H. G. MOONEY COMPANY—
Newark, N. J.

(For all departments excepting Revenue and Finance)

Approx. 370 cases paper towels, 150 towels to pkg. 25 pkgs. to case, standard case lots @ \$.0884 pkg.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for furnishing all materials and labor for work to be done on posts and monument bases at Washington Park, Newark, New Jersey, according to the specifications on file in the office of the said Director; and

WHEREAS, S. Corbo Monumental Works is the lowest responsible bid-

der, in the amount of two hundred twenty-eight dollars (\$228.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract for the aforesaid work to be done on posts and monument base at a cost of Two hundred and twenty-eight dollars (\$228.00), with S. Corbo Monumental Works.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for furnishing all materials and performing all necessary labor for complete electric wiring necessary to the installation of Ventura fans in the Council Chamber, City Hall, Newark, New Jersey, according to the specifications on file in the office of the said Director; and

WHEREAS, the Beaver Engineering Company is the lowest responsible bidder in the amount of Two hundred eighty-seven dollars (\$287.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract for the aforesaid electric wiring at a total cost of Two hundred and eighty-seven dollars (\$287.00), with the Beaver Engineering Company.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by Resolution No. 6262, dated December 6, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Aerial Hook and Ladder Truck; therefore be

RESOLVED, by the Board of Commissioner of the City of Newark that the contract for furnishing and delivering said truck to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Park and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Aerial Hook and Ladder Truck, according to the specifications on file in the Department of Central Purchase of the City of Newark, N. J.

AMERICAN LA FRANCE FOAMITE CORPORATION—Elmira, N. Y.

(Public Safety)

One (1) four cycle, heavy duty motor driven, 75 ft. Aerial Hook and Lad-

der Truck "American La France" 12 cylinder type 92TA, single bank, for \$14,850.00 less 5% with cash within thirty (30) days.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, two vacancies exist in the rank of Lineman in the Fire Alarm Telegraph Division of the Fire Division, Department of Public Safety due to the resignation of Lineman Hugh A. Dunnion on July 1, 1938, and the death of Line Foreman William Prass on February 21, 1939, the latter position being filled temporarily by Lineman Arthur Bauer; and

WHEREAS, it is essential that said two vacancies be filled by competent linemen for the reason that an extensive program of replacements, repairs and installations are in progress in connection with the telegraph system of said Fire Division;

NOW, THEREFORE, BE IT RESOLVED that Francis J. Rule and Charles E. Churchill, both having been certified as eligible by the Civil Service Commission of the State of New Jersey, be and they are hereby appointed to the position of Lineman in the Fire Division, Department of Public Safety, at an annual salary of \$2,100.00, payable semi-monthly as other salaries are paid, effective January 4, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, two vacancies exist in the rank of Telephone Operator, Police Division, Department of Public Safety, due to the retirement of Operator Thomas Donnelly in 1937 and Operator Martin Fassnacht in 1938; and

WHEREAS, said vacancies have been filled since that time by Patrolmen and one temporary Telephone Operator who has been acting pending receipt of an eligible list from the Civil Service Commission; and

WHEREAS, it is essential that said two vacancies be filled by competent Telephone Operators and that said Patrolmen be returned to police duty;

NOW, THEREFORE, BE IT RESOLVED, that the name of Joseph A. Gately, temporary Telephone Operator, be and the same is hereby ordered stricken from the payroll as of January 3rd, 1940; and

FURTHER, BE IT RESOLVED, that Henry V. Dunn and George F. Murray, both having been certified as eligible by the Civil Service Commission of the State of New Jersey, be and they are hereby appointed to the position of Telephone Operator, Police Division, Department of Public Safety, at an annual salary of \$2,100.00, payable semi-monthly as other salaries are paid, effective January 4, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a vacancy exists in the rank of Superintendent of Fire Alarm Telegraph System in the Fire Division, Department of Public Safety, due to the death of John W. Kane;

NOW, THEREFORE, BE IT RESOLVED that Arthur J. Moore be and he is hereby promoted to the rank of Superintendent of Fire Alarm Telegraph System, Fire Division, Department of Public Safety, pending approval by the Civil Service Commission at an annual salary of \$3,700.00 payable semi-monthly as other salaries are paid, effective January 3, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the late John W. Kane, Superintendent of Fire Alarm Telegraph System, Fire Division, Department of Public Safety, in addition to his duties as such had been acting as acting Traffic Engineer of the City of Newark; and

WHEREAS, it is necessary that the work as acting Traffic Engineer be continued; and

WHEREAS, Edward L. Cyr, Assistant Electrical Engineer in the Police Division, Department of Public Safety, has in addition to his duties as Assistant Electrical Engineer aided said John W. Kane in his duties as said acting Traffic Engineer;

NOW, THEREFORE, BE IT RESOLVED

SOLVED that the salary of Edward L. Cyr, Assistant Electrical Engineer, Police Division, Department of Public Safety, be and the same is hereby increased from \$2,800.00 per annum to \$3,700.00 per annum, payable semi-monthly as other salaries are paid, effective January 3, 1940. And in addition to his duties as said Assistant Electrical Engineer he is hereby assigned to act as acting Traffic Engineer in the Police Division, Department of Public Safety, without any additional salary.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of January, 1940, be and the same are hereby approved, confirmed and ratified.

PUBLIC BUILDINGS

The temporary employment of the following named mechanics is extended for a period of one month, effective January 1st, 1940.

Ben Krusch, Plasterer Mason, @ \$14.50 per day.

John Jones, Painter, @ \$10.00 per day.

Ernest Gfeller, Painter, @ \$10.00 per day.

Al Gialanella, Plasterer Mason, @ \$14.50 per day.

This extension of time is being made to enable these temporary employees to complete their work.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the title of Ediphone Operator be and the same is hereby created in the Bureau of Health, Department of Public Works, at a salary of \$1,200 per annum, effective January 16, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on the eighth day of February, 1939, an agreement was entered into between the City of Newark and the State of New Jersey for State aid in the reimbursement for lighting on State Highway Routes through municipalities; and

WHEREAS, the agreement for the

lighting of Route No. 21 expires on the thirty-first day of December, 1939; and

WHEREAS, the State Highway Department has offered an agreement for the year 1940 and contemplates recommending to the State Legislature that a similar appropriation be made for the same purpose for the fiscal year ending the thirty-first day of December, 1940, if funds are available;

THEREFORE BE IT RESOLVED, that the Director of the Department of Public Affairs and the City Clerk be and they are authorized to execute the said agreement on behalf of the City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is filling consolidated project applications Nos. 123-3E-31; 91-3E-42; 93-3E-61; 92-3E-41 and 138-O-41 with the National Youth Administration to provide employment for 1050 persons to be taken from the relief rolls of the City, on a Community Centre Project, for which Federal funds are requested in the amount of \$275,092.00; and

WHEREAS, in said project application the sum of \$4,800.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, O. H. Albanesius, Jr., Executor of the Estate of Otto H. Al-

banesius, is the owner of the building located at 571 Central Avenue, in the City of Newark, the first floor and basement of which building contains approximately 20,000 sq. ft. of floor space which is well suited for the operation of said project, and has agreed to lease the first floor and basement of said building to the City of Newark on a month to month basis;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized, upon approval of said project, to enter into and execute a lease with O. H. Albanesius, Jr., Executor of the Estate of Otto H. Albanesius for the premises hereinbefore described at a rental of \$400.00 per month, payable monthly, said lease to be subject to termination by either the City of Newark or O. H. Albanesius, Jr., Executor of the Estate of Otto H. Albanesius on thirty days notice in writing to the other, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the National Youth Administration

project application No. 94-3-E-19 to provide part time employment for 46 youths to be taken from the relief rolls of the City of Newark to be employed upon a construction project at the Newark City Cemetery; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$6,192.00 is contingent upon the expenditure of \$1,500.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$1,500.00 for the purpose aforesaid, when and if the said sum of \$1,500.00 is appropriated in the 1940 budget for said purpose.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration consolidated Project applications Nos. 123-3E-31, 91-3E-42, 93-3E-61, 92-3E-41 and 128-O-41 to provide part time employment for 1050 youths and adults to be taken from the relief rolls of the City to be employed upon a Community Center Project; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$275,092.00 is contingent upon

the expenditure of \$10,275.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$10,275.00 for the purpose aforesaid, when and if the said sum of \$10,275.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of Van Velsor Co., Limited, owner; for the installation of one stationary gasoline pump and the sale of gasoline in a 1st residence district; premises 25 Van Velsor Place; on condition that the said gasoline is sold only to the tenants of the apartment house at 25 Van Velsor Place (87-101 Chancellor Avenue).

The City Clerk: It is my understanding; a request has been made that action on this application be deferred for one week.

Commissioner Byrne: I move further action on this application be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 2, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40:55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*28 Clinton Street; Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 15, 1941;

42-44 Park Street; Robt Treat Garage; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year;

226-232 Elizabeth Avenue; Neighborhood Cut Rate, Inc., owner; in a 2nd business district the addition of lubritorium and brake-testing shop to present gasoline station; such use to be limited to the period of eight years.

Respectfully submitted,

Board of Adjustment.

R. B. Rankin, Secretary.

Received, copy to be sent to each commissioner and further action postponed to January 19, 1940.

The City Clerk: I have a communication over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, referring to this Board

three matters for a hearing date to be set. One is a renewal and can be disposed of at thistime under a suspension of the rules.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raynor Auto Service (Estate of Margaret Keer, owner); for the renewal of permit for automobile parking station; premises 28 Clinton Street; such use to be limited to the period of one year ending January 15, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein: The other two matters will take the usual course and be heard by the Commission one week from today on the 10th of January.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all building owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines

Housing and maintenance of all motor and horse drawn vehicles.

Parks

Shade Tree Division

Building Department

Insurance Fund Commission.

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: These resolutions are the same as presented two weeks ago. I move their adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is not carried, receiving but two votes.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldier and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation
or ordinance relating to:

Police Division

and shall perform all of the duties now or heretofore imposed by law with respect thereto, excepting the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark,

that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision
of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision
of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith,

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the billing, collection and auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education
Newark Technical School
District Courts
City Clerk

ymhwfsr td m farof dadow oliyinlio and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith.)

Vincent J. Murphy

On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

We will not proceed to fill the vacancy in the Newark City Commission, Are there any presentations any of the Commissioners want to make?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pel-

lecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present to the City Commission the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mezzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese to the City Commission. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villano. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Fillipone. As many as are in favor of Dr. Fillipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillipone receiving but two votes is declared not elected.

I present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On rollcall; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Is there any further balloting for candidates?

Suppose we proceed with the City Home?

On motion by Commissioner Franklin, seconded by Commissioner Byrne, it was the unanimous vote of the Commissioner that Director Franklin be authorized to offer the land and buildings at the City Home in Verona to the Board of Freeholders for \$600,000.

Commissioner Byrne: Mr. Mayor, before I move for adjournment, I would like to move that until further action the regular meetings of this Board be held at eleven A. M. on Wednesday instead of 4:30 P. M. as heretofore.

Mayor Ellenstein: Is there a second to that motion?

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., January 10, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

The minutes of the meeting of January 3rd, 1940 were read and approved.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal.

The Board of Commissioners of the City of Newark Do Ordain:

Section 1. Any person, firm or corporation who shall engage in, advertise for, or solicit the business of moving used goods and chattels in bulk (as described in Section 2); in the City of Newark; or any person, firm or corporation, who as lessee, rentee or bailee of a motor truck or trucks shall engage in such business for hire in the City of Newark, is hereby declared to be a "Public Mover;" and no person, firm or corporation shall engage in the business of "Public Mov-

er," except in pursuance to the provisions of this ordinance.

Section 2: The words "used goods and chattels in bulk" is intended to cover the removal in bulk of used furniture, household goods, and personal effects, pianos, office furniture, institutional equipment, store fixtures, and stock of store, when moved in connection with the removal of store fixtures, and factory equipment and machinery and the stock of such factory, when moved in connection with factory equipment and machinery.

Section 3: Any person, firm or corporation desiring to engage in, or continue in the business of a "Public Mover" within the City of Newark, shall first make written application for a license to the License Division of the Department of Public Safety of the City of Newark and shall pay the license fee and registration plate cost hereinafter provided for. Such application shall be in the form prescribed in this ordinance as prepared by the License Division and shall be filed at least ten (10) days prior to the time of granting such license. License period shall be from date of adoption to December 31, 1940, and thereafter from January first to December thirty-first of each year.

Section 4. The applicant shall upon the filing of the application deposit therewith the yearly license fee as follows:

For license certificate issued in the name of the applicant, the sum of Five (\$5.00) Dollars.

For registration plate for each truck or vehicle listed in the application, the sum of One (\$1.00) Dollar.

Section 5. Each application shall state the name of the person, firm or corporation, under which the business will be conducted, the address of the principal and all branch offices of the applicant; the make, motor number and description of each van or other vehicle to be used in the applicant's business. All applications shall be signed by the owners if the applicant is an individual or partnership, or by the proper officers of a corporation, and shall be sworn to and acknowledged before any person properly authorized in New Jersey to take acknowledgments.

Section 6: The License Division shall require each applicant to submit satisfactory proof of compliance by the applicant with all state and local laws, relating to the regulation and control of vehicles, such as proper license plates, inspection approval tags, etc.

Section 7: After receipt of the application for a license, accompanied by the prescribed license fee, investigation shall be made by the License Division of the Department of Public Safety, and upon compliance with all the provisions of this ordinance by the applicant.

Section 7: The City Clerk shall issue a license certificate and metal truck plates in a form to be provided by the Department of Public Safety, certifying that the applicant is entitled to engage in the business of a "Public Mover" in the City of Newark. The License certificate shall bear a consecutive number and shall certify the number of trucks registered by the applicant. In addition to such License certificate, the City Clerk shall further issue to the applicant a metal plate for each truck listed in the application, on which plate there shall be punched the number of the applicant's license and the plate number. The plate so issued may be used only on the truck for which it is issued and may not be

transferred to other trucks of the applicant, except upon discontinuance of use of the truck for which it was issued, and this only upon proper application for transfer to the License Division. The City Clerk shall deposit all fees received in manner required by the City Ordinance.

Section 8: It shall be unlawful for any person, firm or corporation to manage, control or operate a vehicle in the business of "Public Mover" without displaying at all times on the outside of the vehicle, on the right side near the driver's seat, the metal registration plate issued to it by the License Division.

Section 9: It shall be unlawful for any person, firm or corporation, referred to in Section One (1) of this Ordinance, to operate, manage or control a vehicle carrying ice, coal, dairy or food products, or any other product requiring permits under the health laws of the City of Newark, in the business of "Public Mover"; and it shall be unlawful for any vehicle registered under this Ordinance to carry any products requiring permits under the health laws of the City of Newark.

Section 10. Any person, firm or corporation not licensed under this ordinance as a "Public Mover" in the City of Newark, but who shall desire to remove "used goods and chattels in bulk" from any place in the City of Newark to points or places outside of this City shall apply for and obtain a license to carry on said operations. Application for such license shall be made to the License Division of the Department of Public Safety at any time during regular business hours upon payment of \$1.00 license fee for a yearly license. The form of the application shall be prescribed by the License Division and shall require the name of the applicant and the address of its main office and principal place of business. Upon the filing of such application

and the payment of the fee, the City Clerk is authorized and directed to issue a license certificate effective for the year of its issuance to cover all operation of all vehicles owned and operated by the applicant for removal of "used goods and chattels" from the City of Newark to points and places outside of the City of Newark. All vehicles operating under such license shall carry at all times the original, or a certified or photostatic copy of said license issued under this section.

Section 11. It shall be unlawful for any person, firm or corporation, referred to in Section One (1) of this Ordinance, to operate, manage or control vehicles that shall be engaged in the removal of "used goods and chattels in bulk" on Sunday, and the following legal holidays not falling on Sunday:—New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day Christmas Day, except office furniture, institutional equipment, factory equipment and machinery, removals, in which case special application may be made to the License Division who may grant special permits in writing for removals on Sundays and on the aforesaid legal holidays. In case of an emergency involving the health of the owner or the protection or safety of the commodities, moving may be made on Sundays or on the aforesaid legal holidays, without special permit, except that a report of such emergency removal shall be filed with the License Division of the Department of Public Safety within twenty-four (24) hours of such removal by the mover, and/or owner.

Section 12. The first eleven sections of this Ordinance shall not apply to merchants, either wholesale or retail, who shall in the regular course of business sell and deliver goods and chattels to a destination either within or without the City of Newark, or shall it apply to merchants reclaiming "used goods and chattels" in default of conditional sales agreements.

Section 13. It shall be unlawful for any person, firm or corporation licensed under this Ordinance, or any other person, firm or corporation, to move "used goods and chattels in bulk" from any private dwelling, tenement house, apartment house, boarding house, hotel, store, office, factory or institution within the City of Newark, to a place either within or without the City of Newark, unless he shall obtain a permit for such removal as hereinafter provided.

Section 14: In order to obtain such permit, application shall be made in quadruplicate to the License Division of the Department of Public Safety of the City of Newark upon forms to be provided by it, which said forms shall contain the following information truly and correctly set forth, viz:

- (a) Name and address of the owner of the vehicle on which the goods are to be transported.
- (b) Name and address of the person, firm or corporation owning or claiming to own, the articles to be transported.
- (c) Street and house number of the premises from which the said goods and chattels are to be transported or removed, and a full and complete address of the place where said goods and chattels are to be removed to.
- (d) A general description of the commodities and character of the articles to be transported or removed.
- (e) Respective dates of commencement and completion of moving operation for which permit is sought.

Section 15: Said application shall be filed in quadruplicate form by either the owner or the mover with the License Division of the Department of Public Safety at least twenty-four

hours before the time set for the commencement of such moving operation. The License Division of the Department of Public Safety shall immediately upon receipt thereof submit one copy of the application to the Department of Revenue and Finance and no fee shall be required for the issuance of the removal permit in accordance with the application.

Section 16: At the expiration of twenty-four hours the License Division of the Department of Public Safety shall issue a permit by authority of The City Clerk in duplicate to the applicant, certifying that the said applicant and mover are entitled to transport or remove "used goods and chattels in bulk" in accordance with the application.

Section 17: Such written permit shall be kept at all times during the removal in the possession of the person or persons actually engaged in the removal operation and shall be promptly exhibited for the inspection of any police officer who shall so request.

Section 18: When an emergency exists, excepting as heretofore set forth in Section 11, the License Division of the Department of Public Safety and the Department of Revenue and Finance, may waive the twenty-four hour period for filing of application for removal and may grant a permit immediately. Such emergency permit issued on authority of the City Clerk to be signed by both the License Division of the Department of Public Safety and the Department of Revenue and Finance. In such case to compensate for this special service the applicant shall pay a fee of \$2.00 before said permit may be issued.

Section 19: Any mover licensed under the provisions of this Ordinance, who, after the issuance of the permit, shall be called upon or ordered by the owner to make delivery of the goods and chattels to a point or destination

differing from the one set forth in the permit, shall, within forty-eight hours after the delivery to such changed address, notify the License Division of the Department of Public Safety in writing of the change, giving the actual address to which the goods were removed at the request of the owner.

Section 20: It shall be considered a violation of the provisions of this Ordinance for any licensed mover, owner, or representative thereof, to knowingly or wilfully give false information in the application for the permit, or for any mover knowingly and wilfully aid or abet any owner of goods covered by this Ordinance, to evade the provisions thereof.

Section 21: A complete record of the applications and permits issued under this Ordinance shall be kept in the office of the License Division of the Department of Public Safety. All "Public Movers" shall keep a full and permanent record of all removals performed by them for a period of two years after such removal, and all information contained in such records shall be open for inspection of the Police Department of the City of Newark upon request.

Section 22: The enforcement of this ordinance shall be placed in the hands of the Police Department and every Police Officer is charged with the duty of investigating removals of "used goods and chattels." Upon failure or refusal of the operator to comply with the request of a Police Officer, to show the removal permit, the Police Officer shall prevent the removal and arrest the offending operator.

Section 23: Every person, firm or corporation, who shall be found guilty of a violation of the terms of this ordinance, or who shall be found guilty of giving false information on any application filed under this ordinance, shall for the first offense be fined not more than \$25.00 or imprisonment in

the County Jail for not more than thirty days, or both; and for the second offense shall be fined not more than \$100.00 or imprisoned in the County Jail for not more than ninety days, or both.

Section 24. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance, be, and the same are hereby repealed, and this ordinance shall take effect immediately upon final passage and publication as required by law.

Section 25: If any section or part of any section or provisions of this ordinance shall be held by any court to be unconstitutional or invalid, the same shall not be held to affect any other section or any other part of any section or provision or provisions of this ordinance.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that January 24th, 1941, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing

for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move it be deferred for three weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seven Hundred Sixty-three Dollars (\$763.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 25.00
Auditor's Office	25.00
Tax Board	713.00
	<hr/>
	\$763.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Thousand Six Hundred Eighty-four Dollars and Eighty-six Cents (\$14,684.86) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows,

Remissions Prior Years
 Taxes granted by State
 Board of Tax Appeals\$14,684.86

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand Fifty-seven Dollars and Ninety-seven Cents (\$34,057.97) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment	
Tax Receiver	\$ 30,295.37
Reserve for Overpayment	
Comptroller	3,762.60
	<hr/>
	\$ 34,057.97

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Seventy-five Dollars and Three Cents (\$175.03) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 33.22
W.P.A. Tax Revaluation	
Project 5406-7	141.81
	<hr/>
	\$175.03

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Three Thousand Four Hundred Twenty-five Dollars and Eighty Cents (\$3,425.80) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$3,414.44
Public Outing	11.36
	<hr/>
	\$3,425.80

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand One Hundred Forty-five Dollars (\$3,145.00) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 3rd and January 7th, 1940, as follows:

Shade Tree	\$1,853.00
Public Buildings	1,292.00
	<hr/>
	\$3,145.00

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Twenty-three Thousand Four Hundred Sixty Dollars and Four Cents (\$23,460.04) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Director's Office	\$ 21.13
Printing and Stationery, Dedicated Revenue	5,323.92
Printing and Stationery, Miscellaneous Advertis- ing	173.12
Public Buildings	10,790.88
W.P.A. Project 3-7-1107....	331.44
Public Buildings City Owned Property	13.85
Central Purchase	129.34
Smoke Abatement	150.81
Weights and Measures	78.83
Weights and Measures Reserve for Liabilities	559.85
Shade Tree, Dedicated Revenue	530.00
Shade Tree	5,356.87
	<hr/>
	\$ 23,460.04

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty Thousand Twenty Dollars and Seventy-eight Cents (\$40,020.78) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending January 3, 1940:

Newark Airport	\$ 2,137.30
Bureau of Motors	2,850.52
Bureau of Streets	1,404.30
Bureau of Sewers	836.33
House Sewer Connections..	452.88
Bureau of Street Cleaning	22,531.16
Street Construction	173.50
Bureau of Docks	776.40
Bureau of Water	8,802.34
Total	<hr/>
	\$ 40,020.78

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Nine Hundred Thirty-six Dollars and Four Cents (\$7,936.04) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 6,935.79
City Clerk	252.33

Care and Relief of Indigent Children	280.3
Newark Labor Relations Board	34.47
Director's Office	1.50
Sewers	239.84
House Sewer Connections..	182.82
Surveys	8.90
	<hr/>
	\$ 7,936.04

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Seven Hundred Eighty-six Dollars and Fifty-nine Cents (\$3,786.59) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction, WPA Project 4813-7	45.00
Sewer Construction, WPA Project 6951-7	276.09
Sewer Construction WPA Project 6951-7	1,519.04
Sewer Construction WPA Project 6131-7	73.09
Sewer Construction WPA Project 4813-7	749.45
Sewer Construction WPA Project 6026-7	1,073.92
Street Construction WPA Project 6926-7	50.00
	<hr/>
	\$ 3,786.59

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Five Hundred Thirty-two Dollars and Twenty-four Cents (\$2,532.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

ject 56	
Toy Mending, WPA Project 5618-7	\$ 255.55
City Planning, WPA Project 5358-7	6.54
Street Cleanign WPA Project 6409-7	2,270.15
	<hr/>
	\$ 2,532.24

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand Four Hundred Fifty-eight Dollars and Twenty Cents (\$16,458.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Hayes Park East WPA Project 6069	\$5,104.17
Swimming Pool Construction Boylan Street WPA Project 6069	2,969.80

Swimming Pool Construction, Hayes Park West WPA Project 6069	5,534.76
Swimming Pool Construction, Clifton Avenue, WPA Project 6068	575.22
Swimming Pool Construction, Boylan Street WPA Project 6069-7	2,112.75
Swimming Pool Construction Clifton Avenue WPA Project 6069	161.50
	<hr/>
	\$ 16,458.20

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Seventeen Thousand Two Hundred Eighty-nine Dollars and Nine Cents (\$17,289.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531)	\$ 878.73
Street Construction (WPA Project 6929)	16,410.36
	<hr/>
	\$ 17,289.09

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Theodore J. Conliss,
Bernard Hoffman,
William W. Levy,
Max Marzell,
Joseph Vogt,
Irving Wolf,
Samuel Zoller.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e
Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the following named persons be and they are hereby appointed Constable of the City of Newark, for the term expiring December 31, 1940:

Clifford Calaway, 236 Berkeley avenue

Theodore J. Conliss, 60 Poe Avenue.

Irving L. Kranzler, 253 Goldsmith Avenue.

Louis Pastore, 54 Norwood Street.

Walton E. Wright, 139 Smith Street.

Samuel Zoller, 229 So. Orange Avenue.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Section 110 of the Local Budget Act, as amended, provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 1940 Budget) temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided;

WHEREAS, the date of this resolution is within the first fifteen days of January, 1940; and,

WHEREAS, one-quarter of the total appropriations in the 1939 Budget, exclusive of any appropriations

made for Debt Service in said 1939 Budget including Dedicated Revenue appropriation is the sum of Eleven Million One Hundred Forty-two Thousand Nine Hundred Sixteen and 05/100 Dollars (\$11,142,916.05);

NOW, THEREFORE BE IT RESOLVED, That the following temporary appropriations for Dedicated Revenue be made, and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

DEPARTMENT OF PUBLIC AFFAIRS

Temporary Budget Requirements for 1940 from Dedicated Revenues

Airport:

Personal Service	\$ 44,241.00	
Other than Personal Service	14,178.00	
	<hr/>	\$ 58,419.00

Division of Water:

Serial Bond Payments	231,000.00	
Sinking Fund Payments	11,317.00	
Down Payment on Improvements	11,250.00	
Interest on Bonds	289,907.00	
Interest on New Bonds	5,000.00	
Personal Services	220,000.00	
Other than Personal Services	73,000.00	
Wanaque (Maintenance and Operation).....	32,500.00	
	<hr/>	873,974.00

Bureau of Docks:

Personal Service	17,500.00	
Other than Personal Service	3,410.00	
	<hr/>	20,910.00
Service by Contract & Agreement \$	1,637.00	
Materials and Supplies	1,537.00	
Fixed Charges and Misc. Expenses	236.00	
Equipment		

Bureau of Streets:

Personal Service	10,000.00	
Other than Personal Service	9,950.00	
		<hr/>
		19,950.00
Service by Contract & Agreement	3,700.00	
Materials and Supplies	6,000.00	
Fixed Charges	250.00	

Bureau of Street Cleaning:

Personal Service	2,430.00	
Other than Personal Service	1,000.00	
		<hr/>
		3,430.00
Materials and Supplies	1,000.00	

House Sewer Connections:

Personal Service	6,600.00	
Other than Personal Service	1,050.00	
		<hr/>
		7,650.00
Service by Contract & Agreement	250.00	
Materials and Supplies	700.00	
Fixed Charges & Misc. Expenses	50.00	
Equipment and Repairs	50.00	

Bureau of Motors:

Personal Service	49,074.00	
Other than Personal Service	35,000.00	
		<hr/>
		84,074.00
Materials and Supplies	28,000.00	
Fixed Charges & Misc. Expenses	7,000.00	
		<hr/>
Total		\$1,068,407.00

DEPARTMENT OF PARKS AND PUBLIC PROPERTY

City Hall,
Newark, New Jersey

January 2nd, 1940.

Honorable Vincent J. Murphy,
Director of Revenue and Finance,
City Hall,
Newark, New Jersey.

Dear Director:

Listed herewith are what we consider to be our temporary requirements for dedicated revenue for our sub-divisions, Department of Parks and Public Property, for the first three months of 1940:

Printing and Stationery—Dedicated Revenue:

Other than Personal Service\$ 11,575.00
Materials and Supplies

Weights and Measures—Dedicated Revenue:

Personal Service 690.00

Shade Tree—Dedicated Revenue:

Personal Service\$207.00
Materials and Supplies 292.00
499.00
\$ 12,764.00

This letter supplements my letter of December 29th, 1939.

Very truly yours,

Ernest F. Masini,

Deputy Director of Parks and Public Property.

DEPARTMENT OF PUBLIC WORKS

City Hall,
Newark, New Jersey.

January 3, 1940.

Hon. Vincent J. Murphy, Director,
Department of Revenue and Finance,
City Hall,
Newark, New Jersey.

Dear Director:—

In accordance with instructions from your Acting Auditor, kindly add to the statement forwarded to you today showing 25% of the expenditures for 1939 the following two items in re dedicated revenues for Department of Public Works:

	Appropriated for 1939	25% thereof
Outdoor Poor—		
Other than Personal Services—		
(Receipts from Marriage Licenses)	\$9,300.00	\$2,325.00
Public Outings—		
(Chester R. White Fund)	528.28	132.07
Other than Personal Services		
		<hr/> \$2,457.07

Very truly yours,

Lewis B. Blan,

Administrative Examiner.

WHEREAS, by resolution No. 6441F, adopted by the Board of Commissioners on December 27, 1939, the following transfer of appropriation was made, to wit:

"Two Thousand Five Hundred Dollars (\$2,500.00) from Department of Public Affairs—Bureau of Sewers Personal Service to the Department of Public Affairs—Bureau of Street Cleaning other than Personal Service."

and,

WHEREAS, the transfer aforesaid has not been made and the Director of the Department of Public Affairs does not desire to require that the said transfer shall have been made or shall be made, and requests that so much of that resolution as relates to the aforesaid matter be rescinded;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid transfer of appropriation be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, it is necessary for the various departments of the City of Newark to expend money from time to time for various miscellaneous expenses; and,

WHEREAS, these expenses must be paid at the time of incurring the obligations; and,

WHEREAS, under the circumstances, it is not possible to have bills or vouchers prepared and pre-

sented prior to the payment of these items;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that, pursuant to 1937 R. S. 40:5-7 and 40:3-8, there is hereby established Petty Cash Funds in the following Department and Divisions, for the following amounts, for the year 1940:

City Hospital	\$ 1,000.00
Fire Department	100.00
Police Department	1,750.00
Outdoor Poor	4,000.00
Tax Assessor	1,000.00
Public Health Department..	1,000.00
City Clerk	1,500.00
Tax Receiver	1,000.00
Alms House	50.00
Law Department	500.00
Public Affairs—Water	1,000.00
First Criminal Court	25.00
Second Criminal Court	25.00
Third Criminal Court	25.00
Family Court	25.00
Convalescent Hospital	100.00
Treasurer's Office	4,000.00
Labor Relations Board	100.00
Tax Revaluation	200.00
Total	\$ 17,400.00

and,

BE IT FURTHER RESOLVED, that this resolution shall become effective when consented to, as provided for in 1937 R. S. 40:5-9.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark acquired at a tax sale held on October

1, 1935, Tax Sale Certificate No. 28965 covering lands known and designated as 193-203 Christie Street, Block 2495, Lots 3-8 on the Assessment Maps of The City of Newark, and which certificate was duly recorded in the Essex County Register's Office on December 19, 1935, in Book F-83 of Mortgages for said County, on page 517; and,

WHEREAS, the above certificate was redeemed and fully paid to the City on July 23, 1936, when it was duly endorsed by the City for cancellation and delivery to the West Side Trust Company, who paid the money due thereon; and,

WHEREAS, the said West Side Trust Company has lost the said certificate and is unable to have same fully cancelled of record, and has requested from the City a proper legal instrument to effect a discharge of the said certificate on the records of the Essex County Register's Office, as aforesaid; and,

WHEREAS, certification of the aforesaid facts are made at the time of the adoption of this resolution by the Director of the Department of Revenue and Finance;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that The City of Newark does hereby consent and order the discharge of the aforesaid tax certificate from the records as aforesaid; and the Director of the Department of Revenue and Finance be and he is hereby authorized to execute for and on behalf of The City of Newark a certificate of discharge of the aforesaid tax certificate from the records of the Essex County Register's Office, as aforesaid, said certificate to be attested by the City Clerk and to be approved as to form by the Law Department, and to deliver the same to the West Side Trust Company for the purposes aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e.
Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark, on October 1, 1935, acquired at a tax sale held on that date Tax Sale Certificate No. 28192, covering lands known and designated as Nos. 287-293 Garside Street, Block 560, Lots 57-60, on the Assessment Maps of the City of Newark, and said certificate was duly recorded in the Essex County Register's Office on December 18, 1935, in Book F-83 of Mortgages for said County on page 203; and,

WHEREAS, said certificate has been redeemed and fully paid, including all subsequent taxes; and,

WHEREAS, the said certificate has been lost, and an exhaustive search of the records of the office of the Director of the Department of Revenue and Finance has been made; and,

WHEREAS, said certificate has been recorded and must be discharged of record; and,

WHEREAS, it is desired that a proper discharge of certificate be given by The City of Newark; and,

WHEREAS, all these facts have been certified to at the time of the adoption of this resolution by the Director of the Department of Revenue and Finance;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid certificate be and the same shall be discharged of record on behalf of the City; and the Director of the Depart-

ment of Revenue and Finance be and he is hereby authorized to execute a certificate of discharge for the purposes aforesaid, for and in behalf of The City of Newark, attested by the City Clerk, and approved as to form by the Law Department, and to deliver the same to the proper persons entitled thereto.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that a certain lease between The City of Newark, party of the first part, and Eastern Air Lines, Inc., party of the second part, for the leasing of certain lands at Newark Metropolitan Airport, which was ratified and confirmed by resolution, which resolution was passed by this Commission on December 27, 1939, be and the same is hereby supplemented by the addition of a new paragraph, to be known as paragraph 36, and which reads as follows:

"THIRTY-SIXTH: It is further understood and agreed that the indenture made the 23rd day of October, 1930, between the City of Newark and Eastern Air Transport, Inc. (the interest of said Eastern Air Transport, Inc. having been assigned to the Tenant hereunder), shall be modified by deleting therefrom paragraph 4 in its entirety and by deleting therefrom all of paragraph 6 following the words 'November 1st, 1930'; and it is further understood and agreed that all payments required under the permits granted by the City of Newark pursuant to said Indenture are

hereby terminated on the date hereof, said Indenture otherwise to remain in full force and effect in accordance with its terms."

and that the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute the said lease, as supplemented, upon the adoption of this resolution.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of The City of Newark; that

An instrument of easement submitted to the City by the War Department, United States Engineer's Office, in connection with the dredging of the Hackensack and Passaic Rivers, in accordance with the provisions which are more particularly set forth in said instrument of easement, a copy of which is hereto annexed and made a part hereof, be and the same is hereby ratified and approved; and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute the said instrument of easement on the part of the City upon the adoption of this resolution.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved.

Director's Office:

Bennett Oil Company—
Gasoline and Oil\$ 21.13

**Printing and Stationery—
Dedicated Revenue:**

Burroughs Adding Machine
Co.—Maintenance Service 449.96

Bates Manufacturing Co.,—
Repairing Machine 3.63

General Adding Machine
Co.—Repairing Machine .. 31.50

Newark Typewriter Repair
Shop—Typewriters Over-
hauled and Repaired 43.85

Slifer Typewriter Co.—
Typewriter Rentals 9.00

Woodstock Typewriter Co.—
Typewriter Rentals 8.25

**Printing and Stationery—
Miscellaneous Advertising:**

Newark Evening News—
Miscellaneous Advertising 94.10

Newark Star Ledger—
Miscellaneous Advertising 64.72

Newark Sunday Call—
Miscellaneous Advertising 14.30

Public Buildings:

Foster Engineering Co.—
Power Plant Repairs 22.00

Max S. Kotler — Repairing
Locks and Keys 13.60

Morris Lakind — Furnishing
and Installing Glass 47.00

N. J. Bell Telephone Co.—
Direct Wires 155.56

N. J. Bell Telephone Co.—
City Hall Switchboard 978.00

Van Kannel Revolving Door
—Door Repairs, etc. 70.00

**Public Buildings—
City Owned Property:**

Department of Public Safety
Fire Division—Recharging
Fire Extinguishers 3.50

Department of Public Af-
fairs—Water—Water
Rent 10.35

Central Purchase:

Jersey Testing Labora-
tories — Testing Brick 30.00

The National Hardwood
Lumber Ass'n — Inspection
of Lumber 10.22

Weights and Measures:

W. E. Reed—Incidentals 12.32

Superior Garage of Newark,
Inc., Storage, etc. 38.75

Shade Tree:

Carl Bannwart—Incidentals 4.23

Commonwealth Water Co.— Water at Nursery	5.70	Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.
Cornelius J. Cronin—Trans- portation and Calls	5.00	Mayor Ellenstein offered the fol- lowing resolution:
DeCozen Motor Co. — Auto Repairs	12.13	WHEREAS, bids were received De- cember 18, 1939 for 1700 Linear feet of steel pipe without other type of pipe being acceptable; and
DeCozen Motor Co. —Repairs on Plymouth Sedan	29.18	WHEREAS, such bids are consid- ered higher than the conditions war- rant;
S. G. Grossman, Inc — Re- pairing Dodge Truck	44.49	
Wm. C Hicks—Transporta- tion and 'Phone Calls	3.00	NOW THEREFORE BE IT RE- SOLVED That all bids for the con- tract for furnishing and delivering 48-inch steel pipe for portions of the Aqueduct in Fifth and Ninth Streets between Davenport Avenue and South Grange Avenue, in the City of New- ark, Essex County, New Jersey (Con- tract 45—Division of Water) be and the same hereby are rejected; and the Director of the Department of Public Affairs, be and he hereby is di- rected to readvertise for sealed pro- posals for the furnishing and deliver- ing of about 1700 linear feet of 48- inch pipe and fittings on the basis of either electric-welded steel pipe or re- inforced-concrete pressure pipe for the above mentioned sections of Aque- duct; said proposals to be received at such time and place as the said Di- rector shall, in proper advertisement, designate.
International Harvester Co. —Installing New Hose	1.77	
Walter R. MacPherson— Transportation and Calls..	5.00	
Solomon Newbart — Trans- portation and Calls	5.00	
Newark Typewriter Repair Shop — Typewriter Rent- als	25.20	
N. J. Bele Telephone Co.— Telephone Service	5.00	
Sterling Motors Corp— Auto Repairs	17.44	
Andrew J. Sweeney—Trans- portation and Calls	5.00	M. Ellenstein Pearce R. Franklin Jos. M. Byrne, Jr.
Hugh P. Sweeney — Trans- portation and Calls	5.00	The roll being called, the resolution was declared adopted by the follow- ing votes:
Patrick H. Tansey—Trans- portation and Calls	5.00	Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein. Commissioner Byrne offered the following resolutions:
Jos. M. Byrne, Jr. M. Ellenstein Pearce R. Franklin		BE IT RESOLVED By the Board of Commissioners of the City of New-
The roll being called, the resolution was declared adopted by the follow- ing votes:		

ark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed bids for the releasing of the following city-owned properties, located in the City of Newark, for Parking Stations:

1. Premises known as 1048-1078 Raymond Boulevard, bounded by Raymond Plaza West, Commerce Street, Raymond Boulevard and McCarter Highway.
2. Premises known as the basement of the Centre Market Building, 80-92 Mulberry Street.

Bids to be received at such time as may be designated in said advertisement. Bids to be advertised for and received in the manner provided by law.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals, for furnishing and delivering Curb Boxes, Harness and Stable Supplies, Dodge Repair Parts and Mack Repair Parts, all for the Department of Public Affairs.

Bids to be received on such date and at such times as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6262, dated December 6, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specification on file in the Department of Central Purchase, in the City of Newark.

Chemical Laboratory Supplies for Department of Public Works (City Hospital and Bureau of Health) and Department of Public Safety (Police and Fire Divisions) as per list and unit prices shown on file in the office of the Department of Central Purchase—to the following named firms at the approximate totals shown herein:

Approximate

Chicago Apparatus Company, Chicago, Ill.\$103.98

Medical Service Company, Inc.,
.....\$1,694.23

New Jersey Laboratory Supply Company\$601.09

Reinhold Schumann, Inc\$847.65

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for re-binding nineteen (19) Tax Receivers Books for the year 1938, and the only bid received was from F. Enderlin & Son for Six Dollars and Fifty Cents (\$6.50) each, and the said Director did contract for the doing of the said work by the said bidder;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property in the matter aforesaid be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, by authority of reso-

lution No. 6456-F, adopted on December 27, 1939 by the Board of Commissioners, the Director of the Department of Parks and Public Property was authorized to advertise for bids to repair and upholster furniture in the Mayor's Office and the Board of Education Building; and did on January 8, 1940, after public advertising, receive bids; and,

WHEREAS, it has been determined by the said Director that Herbert L. Farkas, bidding Eight Hundred and Fourteen Dollars (\$814.00), is the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with Herbert L. Farkas for the sum of Eight Hundred and Fourteen Dollars (\$814.00), for doing all of the work according to the specifications on file in the office of the said Director.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property, by resolution No. 5455, adopted on December 27, 1939, was authorized to advertise for bids for the repairing, replacing and installing of necessary electrical equipment and fittings for telephone cables and connection panels to relieve telephone cable congestion in the City Hall group of buildings, and did advertise and receive bids on January 8, 1940; and,

WHEREAS, the said Director has

determined that the Beaver Engineering Company is the lowest responsible bidder; in the sum of One Thousand Nineteen Dollars (\$1,019.00);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with the Beaver Engineering Company for the doing of the aforesaid work for the sum of One Thousand and Nineteen Dollars (\$1,019.00).

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property, by resolution No. 6457-F, adopted on December 27, 1939, was authorized to advertise for bids for repairs to elevators in the City Hall group of buildings, and did advertise and receive bids on January 8, 1940; and

WHEREAS, the said Director has determined that the lowest responsible bidder is the Watson Elevator Company for the sum of Nine hundred and twenty dollars (\$920.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property, be and he is hereby authorized to contract with the Watson Elevator Company for repairs to elevators in the City Hall group of buildings, according to the specifications on file in the office of the said Director, for the sum of Nine hundred and twenty dollars (\$920.00), as aforesaid.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark that a contract for the cleaning of windows (inside and outside) at Newark City Hospital, (pursuant to public advertising for bids) be awarded to International Window Cleaning Company, for one year, commencing January 1, 1940, at the charge of \$1,500 per year, payable at the rate of \$125 per month; said company being the lowest responsible bidder, whose business is in the City of Newark, and whose employees are paid the prevailing rate of wages and work the prevailing hours, as prescribed by statute; and whose bids is in accordance with the specifications as to insurance, etc.; and

BE IT FURTHER RESOLVED, that the Director of the Department of Public Works, and the City Clerk of said City of Newark be and they are hereby authorized and directed to execute the said contract on behalf of the said City.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the contract for furnishing and delivering 48-inch pipe for an Aqueduct from Second River to Heller Parkway in the City of Newark, Essex County, New Jersey (Contract No. 42, Division of Water), be and the same hereby is awarded to the Lock Joint Pipe Company, they being the lowest formal bidder, for a price of \$13.00 per linear foot, the total amount of the contract not to exceed \$61,000.00, based on the estimated quantity of 4700 linear feet; and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark, a proper contract covering said work.

M. Ellenstein
Pearce E. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the salaries of the following named employees of the Bureau of Health, Department of Public Works, be and the same are hereby increased to the amounts set opposite their respective names and titles, same to become effective January 1st, 1940:

Williams S. Jennings, Assistant Chief Inspector, Sanitary Division, present salary \$2,500, increased to \$2,750.

Thomas M. McCrath, Chief Inspector, Fumigation Division, present salary \$2,500, increased to \$2,800.

Lewis E. Boutillier, Chief Inspector, Industrial Division, present salary, \$3,000, increased to \$3,300.

Edward A. Smith, Sergeant Motorcycle Squad, present salary \$2,500, increase to \$2,750.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the salaries of the following named employees of the Bureau of Health, Department of Health, Department of Public Works, be and the same are hereby increased to the amounts set opposite their respective names and titles, same to become effective January 1st, 1940:

Margaret E. Gillick, Health Nurse, present salary \$960, increased to \$1,200.

Anna R. Glennon, Health Nurse, present salary \$960, increased to \$1,200.

Helen E. Pfaff, Cook, present salary \$720, increased to \$960.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the salaries of the following named employees of the Bureau of Health, Department of Public Works, be and the same are hereby increased to the amounts set opposite their respective names and

titles, same to become effective January 1st, 1940:

James J. Sivoilella, Sanitary Inspector, \$1,620, \$2,000.

Bernard A. Finn, Sanitary Inspector, \$2,000, \$2,250.

Charles Wesser, Food and Drug Inspector, \$2,000, \$2,250.

George C. Henerlau, Food and Drug Inspector, \$2,000, \$2,250.

Andrew J. Boutillier, Sanitary Inspector, \$2,000, \$2,250.

Richard P. Jackson, Jr., Food and Drug Inspector, \$2,000, \$2,250.

Philip Murphy, Meat Inspector, \$2,000, \$2,250.

Walter J. Fletcher, Sanitary Inspector, \$2,000, \$2,250.

Michael Meola, Sanitary Inspector, \$2,000, \$2,250.

James J. Waters, Jr., Sanitary Inspector, \$2,000, \$2,250.

John J. Manning, Food and Drug Inspector, \$2,000, \$2,250.

Charles Petrozzino, Plumbing Inspector, \$2,500, \$2,680.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the salaries of the following named employees of the Bureau of Health, Department of Health, Department of Public Works,

be and the same are hereby increased to the amounts set opposite their respective names and titles, same to become effective January 1st, 1940:

Edna Moeglin, Clerk-Stenographer, present salary \$960, increased to \$1,200.

Evelyn P. Sigman, Clerk-Typist, present salary \$960, increased to \$1,200.

Michael T. Yacullo, Clerk, present salary \$1,200, increased to \$1,500.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the salary of Robert F. Morgan, Principal Clerk in the Bureau of Health, Department of Public Works, be and the same is hereby increased from \$3,000, to \$3,560 per annum, effective January 1, 1940.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Elizabeth Schlink was permanently appointed Clerk-Stenographer on June 1, 1920; and

WHEREAS, she has continued in service in the Department of Public

Affairs since the date of her appointment; and

WHEREAS, her present compensation is \$1,800 per annum; and

WHEREAS, her salary has not been increased since April; and

WHEREAS, she has successfully passed a Civil Service Promotion Examination and has been certified by the Civil Service Commission as being eligible for promotion in grade and salary;

THEREFORE BE IT RESOLVED, that the compensation of Elizabeth Schlink, Clerk-Stenographer in the Department of Public Affairs, Bureau of Lighting be and the same is hereby increased to \$2,100 per annum, effective January 16, 1940.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Nay: Commissioner Byrne.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Andrew J. Nolan, of No. 16½ Eastern Parkway, Newark, New Jersey, be and he is hereby appointed as a member of the Board of Adjustment said appointment to be for a term beginning January 1st, 1940, and expiring December 31st, 1944; or until his successor is appointed and qualified, at an annual salary of One thousand five hundred dollars (\$1,500.00) payable as other salaries are paid, under and by virtue of the authority of 1937 R. S. 40:55-36, and the provisions of an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8th, 1930.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, Chapters 7 and 8 of the Laws of 1938, which delegated to the State Tax Commissioner the power to fix valuations as a basis for the distribution of the franchise and gross receipts taxes paid by the New Jersey utilities, have been declared unconstitutional by the Court of Errors and Appeals of this State; and

WHEREAS, Jacob Fox, Legislative Representative of the City of Newark, has reported to the Board of Commissioners that Assembly Bills 1, 2, 3 and 4, adopted on January 9, 1940, by the New Jersey Legislature, provide for the distribution to the municipalities of this State of the gross receipts and franchise taxes for the years 1938 and 1939 on the basis of the valuations fixed by the State Tax Commissioner, and heretofore invalidated by the decision of the Court of Errors and Appeals; and

WHEREAS, it is further provided by these Bills that the distribution of gross receipts and franchise taxes for the year 1940 be made on the basis of the formula of valuations adopted by the State Tax Commission; and

WHEREAS, the valuations aforesaid will reduce Newark's portion of these taxes to the extent of several hundred thousand dollars, and will deprive the City of Newark of large sums of money which it is entitled to receive as its share of these taxes for the years 1938 and 1939 by reason of the decision of the Court above mentioned; and

WHEREAS, the Board of Commis-

sioners of the City of Newark has been further advised that other municipalities of the State have made or are about to make application to the courts of this State for an order directing distribution of gross receipts taxes for the years 1938 and 1939 on the basis of valuations fixed by local tax assessors; and

WHEREAS, the Board of Commissioners has been further advised that there is a serious question as to the constitutionality of Assembly Bills 1, 2, 3, and 4, adopting and ratifying the valuations fixed by the State Tax Commissioner for the years 1938 and 1939, and adopting his formula as a basis of fixing valuations in the future;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Corporation Counsel of the City of Newark be, and he is hereby directed to institute proceedings to obtain for the City of Newark its share of the gross receipts and franchise taxes for the years 1938 and 1939 on the basis of valuations of utility properties fixed by the assessing authorities of the City of Newark; and to institute proceedings for a judicial determination of the validity and constitutionality of Assembly Bills 1, 2, 3 and 4, in the event that they are enacted into law, and to join with other municipalities that have instituted or may hereafter institute similar proceedings as he may deem advisable or necessary to protect the interests of the City of Newark in connection with the distribution of the gross receipts and franchise taxes for the years 1938 and 1939, and in connection with the establishment of a formula for distribution of these taxes for the year 1940, and for future years.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Neighborhood Car Rate, Inc., owner; for the addition of lubratorium and brake-testing shop to present gasoline station in a 2nd business district; premises 226-232 Elizabeth Avenue; such use to be limited to the period of eight years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

The City Clerk: There is a request from counsel that this matter be deferred for one week.

Mayor Ellenstein: Who requested the postponement? The objector?

The City Clerk: The applicant.

Mayor Ellenstein: Who is the objector

The City Clerk: There are no objectors to it.

Mayor Ellenstein: And the applicant requests a postponement.

Commissioner Byrne: I move it be laid over for one week. x

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert Treat Garage (Soney & Sage Co., and Angela and Grace Catalane, owners); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 42-44 Park Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objectors.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Van Velsor Co., Limited, owner; for the installation of one stationary gasoline pump and the sale of gasoline in a 1st residence district; premises 25 Van Velsor Place; on condition that the said gasoline is sold only to the tenants of the apartment house at 25 Van Velsor Place (87-101 Chancellor Avenue);

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioner of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Louis Feinseth appeared in opposition to the applicant.

Mr. Edward McGynn appeared in favor of the applicant.

Mr. Feinseth: We have served notice that we are appealing to the Supreme Court to review the decision of the Zoning Board dismissing my ap-

peal from the decision of Bigelow to the Zoning Board.

Mayor Ellenstein: I understand the garage was constructed.

Mr. Feinseth: That they are constructed would be no fault of ours.

Mayor Ellenstein: The position of the Zoning Board is that all they required is the building permit for the garages.

Mr. Feinseth: That is right.

Mayor Ellenstein: You are now here opposing the pumps?

Mr. Feinseth: That is right. We ask either that you dismiss or refuse to concur in the recommendation of the Zoning Board or that you suspend action with respect to the installation of the gas pumps until the outcome of my application before Justice Parker.

Mayor Ellenstein: The motion is made and seconded that the action of the Zoning Board be concurred in upon condition that the objector will not prevail in the certiorari proceedings now pending before the Supreme Court which relates to the garages now constructed upon the premises, but if the objector does prevail in the Supreme Court in his litigation, then the concurrence of the Zoning Board shall be considered rescinded, and it is understood the petitioner will not erect the pump until a final determination of the litigation now pending between the petitioner and objector.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 9, 1940.

The Board of Commissioners of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1923 (40: 55-39 Revised Statutes of 1939) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

36-38 Nesbitt Street; Nathan Brown; in a 1st industrial district the addition of lubricatorium and automobile laundry to present gasoline station; same to be constructed and operated in conformity with the rules of this Board and the plans filed with us; such use to be limited to the period of eight years;

*36-48 Raymond Plaza, East; Penn Service Garage; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 5, 1941;

*537-545 Springfield Avenue; Fischer's Auto Sales Co.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending January 5, 1941.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners on January 10, 1940.)

Received, copy to be sent to each Commissioner and further action postponed to January 17, 1940.

The City Clerk: I have a communication from the Board of Adjustment for a hearing date to be set on three matters, two of which are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion the rules be suspended.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Penn Service Garage (United New Jersey Railroad and Canal Co., owner); for the renewal of permit for automobile parking station; premises 36-48 Raymond Plaza East; such use to be limited to the period of one year ending January 5, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fischer's Auto Sales Co., (Public Service Electric and Gas Co., owner); for the renewal of permit for automobile sales station; premises 537-545 Springfield Avenue; such use to be limited to the period of one year ending January 5, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Mayor Ellenstein: In view of Director Murphy's absence, and in accordance with the understanding had between the Commissioner as to the filling of the vacancy in the City Commission, there will be no balloting on candidates for the position.

Is there anything else?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., January 17, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to rescind the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark," adopted on the 13th day of September, 1939, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move the ordinance be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of

Two Hundred Sixty-seven Dollars and Thirty-eight Cents (\$267.38) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$267.38

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million Three Hundred Eighty Thousand One Hundred Fifty-four Dollars and Fifteen Cents (\$1,380,154.15) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$1,380,154.15

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Twenty-two Thousand Six Hundred Seventy-six Dollars and Thirty Cents (\$22,676.30) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from January 1st to January 16th, 1940, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.93
Board of Assessment and Revision of Taxes	6,935.51
W. P. A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,200.82
Second District Court	1,111.64
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	\$ 22,676.30

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-two Thousand Four Hundred Thirty-eight Dollars and Eighty-nine Cents (\$42,438.89) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment Tax Receiver	\$ 38,795.22
Reserve for Overpayment Comptroller	3,643.67
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	\$ 42,438.89

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred One Dollars and Forty-six Cents (\$501.46) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 15.10
Tax Receiver	3.00
Tax Board	374.00
Reserve for Overpayment Tax Receiver	10.36
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	\$501.46

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of One Thousand Six Hundred Thirty-three Dollars and Seventy-five Cents (\$1,633.75) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the supplementary overtime payrolls of the Department of Revenue and Finance from December 2nd to December 30th, 1939, as follows:

Auditor's Office	\$ 726.25
Treasurer's Office	230.00

Tax Receiver	677.50
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	\$ 1,633.75

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Forty-six Thousand Twenty-four Dollars and Seventy-two Cents (\$46,024.72) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 16,058.90
Fire Division (WPA)	640.00
Building Division	190.07
Electrical Bureau	37.80
Municipal Board of Alcoholic Beverage Control....	29.01
Police Division	27,789.15
Police Division (WPA)	1,279.79
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	\$ 46,024.72

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Seventeen Thousand, Five Hundred Sixty-four Dollars and

Thirty-nine Cents (\$217,564.39) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from January 1st to 15th, 1940, incl., as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,187.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	129,939.38
Fire Division	79,098.46
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	\$217,564.39

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Twenty-two Thousand Eight Hundred Fifty-seven Dollars and Ninety-six Cents (\$422,857.96) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

City Treasurer	\$422,857.96
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Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e,
Franklin, Murphy, Mayer Ellenstein.

RESOLVED: That the sum of Five Thousand, Eight Hundred Sixteen Dollars and Fifty-six cents (\$5,816.56) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Convalescent Hospital	\$ 733.63
Bus Transportation	3,395.00
Director's Office	755.35
Board of Adjustment	121.00
Law Department	436.91
United States Social	
Hygiene Fund	374.67
	<hr/>
	\$ 5,816.56

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Three Thousand One Hundred Thirty-three Dollars and Thirty-seven Cents (\$103,133.37) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of January, 1940, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	24,200.77
Newark City Hospital	24,096.89
Newark City Hospital	
(W.P.A. Project 5410-7)	166.66
Convalescent Hospital	1,856.93
Newark City Home	3,145.22
Bureau of Baths	5,288.31
Newark City Alms House ..	2,445.65
Ivy Hill Power Plant	2,783.76
Outdoor Poor Department	1,637.48

Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief Admin- istration	31,541.76
	<hr/>
	\$103,133.37

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Two Hundred Nine Dollars and Sixty Cents (\$3,209.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 10th, and January 13th, 1940 as follows:

Shade Tree	\$1,919.60
Public Buildings	1,290.00
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	\$3,209.60

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Fourteen Thousand,

One Hundred Eighty-eight Dollars and Forty-seven Cents (\$14,188.47) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from January 1st to January 15th, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,664.33
Public Buildings—	
City Owned Property	219.86
Weights and Measures	547.66
Printing and Stationery	185.00
Shade Tree	1,457.49
Central Purchase	1,905.82
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	\$ 14,188.47

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twenty-four Thousand Two Hundred Fifty-one Dollars and Eighty-four Cents (\$24,251.84) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 3,435.95
Water	6,524.87
Motors	11,131.94
Streets	1,324.99
Street Cleaning	698.94
Sewers	445.25
House Sewer Connections..	130.76
City Clerk	135.13
Streets	240.76

Sewers	112.00
House Sewer Connections..	34.17
Director's Office	8.19
Newspapers	28.89
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	\$ 24,251.84

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand Two Hundred Three Dollars and Fifty-four Cents (\$40,203.54) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending January 10, 1940:

Newark Airport	\$ 2,129.85
Bureau of Motors	2,656.33
Bureau of Streets	1,363.52
Bureau of Sewers	933.59
House Sewer Connections..	415.53
Bureau of Street Cleaning	22,615.33
Street Construction	156.40
Bureau of Docks	773.60
Bureau of Water	9,159.39
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	\$ 40,203.54

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy Thousand Two Hundred Seventy-four Dollars and Twenty-seven Cents (\$70,274.27) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$70,274.27

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-five Thousand, Five Hundred Fifty-two Dollars and Seventy-two Cents (\$45,552.72) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 6926-7)	\$ 300.94
Street Construction (WPA Project 6926)	30,833.31
Street Construction (WPA Project 3531)	13,687.06
Sewer Construction (WPA Project 6951-7)	407.07
Sewer Construction (WPA Project 4813-7)	249.41
Sewer Construction (WPA Project 5131-7)	74.93
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	\$ 45,552.72

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Thirteen Dollars and Fifty-nine Cents (\$213.59) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 12.00
Streets	10.10
Motors .....	.50
Toy Mending (WPA Project 5618-7)	5.78
City Planning (WPA Project 5358-7)	26.85
Docks45
Newark Airport	10.56
Water	147.35
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	\$213.59

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Six Hundred Fifty-one Dollars and Seventy-three Cents (\$1,651.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction Hayes Park East W P A Project 6069	\$ 486.24
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Swimming Pool Construction Hayes Park West W P A Project 6069	420.41
Swimming Pool Construction Boylan Street WPA Pro- ject 6069	494.66
Swimming Pool Construction Clifton Avenue WPA Pro- ject 6069	250.42
	<hr/>
	\$1,651.73

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Eight Dollars and Twenty-three Cents (\$8.23) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park West) W P A Project 6069	\$8.23
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M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Seven Hundred Eighty-six Dollars and Eighty-eight Cents (\$768.88) be and the same hereby is appropriated

to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA Project 6951-7)	\$612.50
Sewer Construction (WPA Project 6131-7)	45.00
Swimming Pool Construction Boylan Street (WPA Pro- ject 6969-7)	106.88
Swimming Pool Construction Clifton Avenue (WPA Pro- ject 6039-7)	22.50
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	\$786.88

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Forty-eight Thousand Four Hundred Forty-seven Dollars and Fifty-two Cents (\$48,447.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period January 1st-January 15th, 1940, both inclusive:

Director's Office	\$ 1,452.07
Newark Airport	2,144.99
Bureau of Lighting	420.00
Bureau of Streets	5,829.08
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,039.97
Bureau of Street Cleaning	4,206.57
Bureau of Surveys	3,679.99

Engineering Division	1,338.32
Bureau of Motors	1,927.63
Bureau of Water	19,235.71
Bureau of Docks	1,095.00
Newark Labor Relations Board	390.00
Sewer Construction	782.07
Swimming Pool Projects....	600.00
City Clerk	3,223.64
Elections	485.00
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	\$ 48,447.52

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Three Hundred Sixty-two Dollars and Sixty-nine Cents (\$2,362.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning (WPA Project 6409-7)	\$2,252.45
City Planning (WPA Project 538-7)	24.88
Toy Mending (WPA Project 5618-7)	55.80
Toy Mending (WPA Project 5618-7)	17.56
City Planning (WPA Project 5458-7)	12.00
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	\$2,362.69

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed as Constable of the City of Newark for the term expiring December 31, 1940:

Harry Goldstein, 52 Pennsylvania Avenue,

Samuel Harkavy, 1153 Bergen Street,

Charles O'Connor, Jr., 432 Ridge Street,

David Rothenberg, 224 Osborne Terrace,

Edward A. Smith, 72 New York Avenue.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and they are hereby approved as to sufficiency:

CONSTABLE'S BONDS

Irving Lewis Kranzler,
Charles O'Connor, Jr.
Louis Pastore,
Edward A. Smith,
Walton E. Wright.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the Ordinance entitled "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on the 27th day of December, 1939, Bond Anticipation Notes of said City of the aggregate principal amount of \$250,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been com-

plied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED by the Board of Commissioner of the City of Newark that pursuant to local budget act R. S. 40: 2:30, Transfer of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Public Safety:

From Director's Office
Personal Service\$159.52

To Criminal Courts
 Personal Service\$159.52

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Works:

From Law Department
 Other than Personal Service\$2,500.00

To Department of Health
 Other than Personal Service 2,500.00

From Law Department
 Other than Personal Service 1,000.00

To Convalescent Hospital
 Other than Personal Service 1,000.00

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Revenue and Finance:

From Tax Receiver
 Other than Personal Service\$1,200.00

To Tax Receiver
 Personal Service 1,200.00

From Auditor's Office
 Other than Personal Service 600.00

To Auditor's Office
 Personal Service 600.00

Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Michael J. Commersford is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, On October 1st, 1939 Michael J. Commersford was the owner of record of premises known and designated as Block 4121, Lot 15, 16, 21-23 Noll Place, Newark, New Jersey, which was assessed at a valuation of \$8,200.00, tax \$373.10;

BE IT THEREFORE RESOLVED: By the Board of Commissioners of the City of Newark that the said Mi-

Michael J. Commersford be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation of his property known as Block 4121, Lot 15, 16, 21-23 Noll Place Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph Cassozzi is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, On October 1st, 1938, Joseph Cassozzi was the owner of record of premises known and designated as Block 2631, Lot 45, 720 South 12th Street, Newark, New Jersey, which was assessed at a valuation of \$6,800.00, tax \$309.40;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Joseph Cassozzi be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2631, Lot 45, 720 South 12th Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners, Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Edward A. McVay is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, On October 1st, 1933, Edward A. McVay was the owner of record of premises known and designated as Block 190, Lot 4, 234 Lafayette Street, Newark, New Jersey, which was assessed at a valuation of \$5,400.00 tax \$245.70;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Edward A. McVay be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 190, Lot 4, 234 Lafayette Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Alexander J. Menza is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1933, Alexander J. Menza was the owner

of record of premises known and designated as Block 212, Lot 16, 17, 25-27 Rutgers Street, Newark, New Jersey, which was assessed at a valuation of \$7,600.00, tax \$345.80;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Alexander J. Menza be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation of his property known as Block 212, Lots 16, 17, 25-27 Rutgers Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Jack Rudbart is an Honorably Discharged veteran and is entitled to annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Jack Rudbart was the owner of record of premises known and designated as Block 2616, Lot 23, 622 South 10th Street, Newark, New Jersey, which was assessed at a valuation of \$5,000, tax \$227.50;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Jack Rudbart be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2616, Lot 23, 622 South 10th Street, Newark, and that the Receiver be and he is hereby au-

thorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, on December 6, 1939, resolution No. 6263-F was adopted, authorizing the Director of the Department of Parks and Public Property to advertise for bids for gasoline, according to specifications provided by said Director; and

WHEREAS, bids were received on December 26, 1939, after public advertisement according to law; and

WHEREAS, the said Director deems for the best interests of the City to reject all of the bids received; and to readvertise for bids according to specifications to be provided for such purpose;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all of the bids received by the Director of the Department of Parks and Public Property for gasoline, as provided for under aforesaid resolution, be and the same are hereby rejected; and the said Director, through the Department of Central Purchase, be and he is hereby authorized to readvertise for bids for gasoline for a period of twelve months, according to specifications to be provided for by said Director, and in manner required by law.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e,
Franklin, Murphy, Mayor Ellenstein

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering copper sulphate for the Department of Public Affairs, and cement, sand, stone and forage for all Departments excepting Revenue and Finance.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e,
Franklin, Murphy, Mayor Ellenstein

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6319 dated December 13, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as

determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

ATLANTIC CONCRETE PRODUCTS
COMPANY—Newark, N. J.

(Public Affairs)

Approx. 1,500 No. 1 Batter Units @
.147 each.

Approx. 10,000 Barrel Units @ .147
each.

MULTIPLEX CONCRETE COM-
PANY—East Orange, N. J.

(Public Affairs)

Approx. 3,000 stretchers @ .11 each.
Approx. 1,500 corners @ .22 each.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6262 dated December 6, 1939, the Department of Central Purchase publicly solicited, received and opened

bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

GRAYBAR ELECTRIC COMPANY—
Newark, N. J.

(Public Safety)

Approx. 5,000 ft. No. 10 gauge 10 conductor Latex rubber and lead traffic control cable, as per specifications @ \$342.00 M. ft.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on January 3, 1940, the Board of Commissioners adopted Resolution No. 6490, authorizing the Director of the Department of Parks and Public Property to advertise for bids for the demolition of the building at 542-544 Ferry Street; and

WHEREAS, he did advertise according to law and received bids on the 16th instant, and the lowest, responsible bidder has been determined to be Joseph Honixfeld, for the sum of \$136, which the City is to pay said bidder upon completion of the work;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into contract with said Joseph Honixfeld, for the sum of \$136, for the demolition of the building at 542-544 Ferry Street, Newark, according to the specifications in the office of said Director, and subject to all laws and ordinances governing the work, and particularly that the contractor shall agree to comply with the provisions of

Section 34:10-1 R. S. 1937, N. J., which requires that the mechanics, laborers and workmen hired in connection with the work to be done shall not work more than 8 hours in any one day, except in case of necessity, when they may be employed for extra hours if paid extra compensation on the basis of an 8 hour day, and for payment of not less than the prevailing rate of daily wages for such workmen in this locality; said contract to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Anna Rosen and Lily

Himelstock, Sr. Clerk Stenographers in the Department of Public Affairs, Division of Water (Accounts), were temporarily promoted from \$1380 per annum to \$1680 per annum, on August 1, 1937, subject to the results of a Civil Service promotional examination and

WHEREAS, they have successfully passed the Civil Service promotional examination and have been certified by the Civil Service Commission as eligible for promotion in salary in the same grade;

THEREFORE BE IT RESOLVED, that Anna Rosen and Lily Himelstock are permanently appointed to the position of Sr. Clerk Stenographers in the Department of Public Affairs, Division of Water (Accounts), at a compensation of \$1,680 per annum, effective January 16, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that under and by virtue of the authority of the provisions of an Act of the Legislature of the State of New Jersey, entitled "Revised Statutes, Title 33, Chapter 1, as Amended and Supplemented," David W. Welch be and is hereby designated and appointed a member of the Municipal Board of Alcoholic Beverage Control hitherto created by a resolution. This term is to become effective January

22nd, 1940, and terminate April 24th, 1942.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: I have a communication from the Board of Adjustment over the signature of Russell B. Rankin, Secretary, referring to this Board a matter on which last week a request was made, and the motion carried, to defer it one week. This is a matter upon which the applicant requests that a suspension of the rules be permitted to hear this case today. The Neighborhood Cut Rate.

Mr. Rankin: It was laid over until today, and then they asked that there be a suspension of the rules to be heard. There were no objectors.

Mayor Ellenstein: It came up regularly?

The City Clerk: It came up regularly last week, and the applicant asked it be held up in order to permit the time to change the resolution, and it was changed by the Board of Adjustment and again referred to us today. He asks that a suspension of the rules be made.

Mayor Ellenstein: It is now presented in amended form.

The City Clerk: That is right.

Mr. Rankin: The only change is that one small part of the proposed building.

(Discussion between Mr. Rankin

and Mayor Ellenstein out of hearing of stenographer.)

Commissioner Byrne: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 16, 1940.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment, held January 2, 1940, a resolution was adopted recommending to your Honorable Body that an application for an addition to a present gasoline station, premises 226-232 Elizabeth Avenue be allowed.

At the meeting of the Board held this day further consideration was given to this application with the result that the Board has changed its recommendation to read as follows:

226-232 Elizabeth Avenue, Neighborhood Cut Rate, Inc., owner, in a 2nd business district the addition of lubritorium, automobile laundry and brake-testing shop to present gasoline station; same to be constructed and operated in conformity with the rules of this Board and the plans filed with the said Board; such use to be limited to the period of eight years.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Neighborhood Cut Rate, Inc., owner; for the addition of lubritorium, automobile laundry and brake-testing shop to present gasoline station in a 2nd business district; premises 226-232 Elizabeth Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioner of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nathan Brown (Everett A. Bush, owner); for the addition of lubritorium and automobile laundry to present gasoline station in a 1st industrial district; premises 36-38 Nesbitt Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and the plans filed with the said Board; such use to be limited to the period of eight years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 16, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L., 1928, (40: 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*116-120 Orange Street, Joseph Cheslaw; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 9, 1940;

*64 Park Street, Marion Pitts; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 4, 1941;

*404-406 Broad Street, Cities Service Oil Co., owner; for the renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 18, 1941;

*122-124 Bank Street; Estate of Edward Strouse; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 11, 1941;

*878-880 Broad Street, Mortann Corporation; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 29, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the

Board of Commissioners at its meeting of January 17, 1940.)

The City Clerk: Mr. Mayor, we have a communication from the Board of Adjustment referring to us five matters, all of which are renewals and can be disposed of at this time under a suspension of the rules.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Cheslaw Hy Har Corporation, owner); for the renewal of permit for automobile parking station; premises 116-120 Orange Street; such use to be limited to the period of one year ending December 9th, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Marion Pitts (Richard S. and Marion Pitts, owners); for the renewal of permit for automobile parking station; premises 64 Park Street; such use to be limited to the period of one year ending January 4, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Cities Service Oil Co., owner; for the renewal of permit for automobile parking station; premises 404-406 Broad Street; such use to be limited to the period of one year ending January 18th, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the

said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of the Estate of Edward Strouse (Estate of Edward Strouse, Louise A. Ziegler and Estate of Natalie Antz, owners); for the renewal of permit for automobile parking station; premises 122-124 Bank Street; (18 Comes Alley); such use to be limited to the period of one year ending January 11, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mortann Corporation (Stanley Company of America, owner); for the renewal of permit for automobile parking station; premises 878-880 Broad Street; such use to be limited to the period of one year ending January 29, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Ladies and gentlemen, it has just come to the attention of the City Commission suddenly, and unfortunately, that Mi-

chael P. Duffy, the former Director, has passed away.

And in order to pay our due respects to his memory I would ask you all to rise and remain silently in your places.

(At this time all persons present in the Council Chamber rose and stood in silence out of respect to the memory of former Commissioner Michael P. Duffy.)

Commissioner Murphy: Out of respect to the passing of Commissioner Duffy, Mr. Mayor, I believe that we should dispense with any further business on balloting to fill the vacancy. And I move you that the Commission adjourn for the day.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., January 24, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal, and stated that today was the time fixed for a further hearing this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizens desire to be heard on this ordinance?

(No response).

No one appearing Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the following ordinance be taken up on second reading:

An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

Section 10 declared open to amendment.

Section 11 declared open to amendment.

Section 12 declared open to amendment.

Section 13 declared open to amendment.

Section 14 declared open to amendment.

Section 15 declared open to amendment.

Section 16 declared open to amendment.

Section 17 declared open to amendment.

Section 18 declared open to amendment.

Section 19 declared open to amendment.

Section 20 declared open to amendment.

Section 21 declared open to amendment.

Section 22 declared open to amendment.

Commissioner Murphy: I offer the following as an amendment for Section 22, and move its adoption:

"Section 22. The enforcement of this ordinance shall be placed in the hands of the law enforcing depart-

ments and every law enforcing officer is charged with the duty of investigating removals of 'used goods and chattels.' Upon failure or refusal of the operator to comply with the request of a law enforcing officer, to show the removal permit, the law enforcing officer shall prevent the removal and shall cause the arrest of the offending operator."

Mayor Ellenstein: Is there a second to that?

Commissioner Franklin: I second it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Section 23 declared open to amendment.

Section 24 declared open to amendment.

Section 25 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

The Clerk then read the ordinance as amended, at length:

An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1: Any person, firm or corporation who shall engage in, advertise for, or solicit the business of moving used goods and chattels in bulk

(as described in Section 2) in the City of Newark; or any person, firm or corporation, who as lessee, rentee or bailee of a motor truck or trucks shall engage in such business for hire in the City of Newark, is hereby declared to be a "Public Mover"; and no person, firm or corporation shall engage in the business of "Public Mover," except in pursuance of the provisions of this ordinance.

Section 2: The words "used goods and chattels in bulk" is intended to cover the removal in bulk of used furniture, household goods, and personal effects, pianos, office furniture, institutional equipment, store fixtures, and stock of store, when moved in connection with the removal of store fixtures, and factory equipment and machinery, and the stock of such factory, when moved in connection with factory equipment and machinery.

Section 3: Any person, firm or corporation desiring to engage in, or continue in the business of a "Public Mover, within the City of Newark, shall first make written application for a license to the License Division of the Department of Public Safety of the City of Newark and shall pay the license fee and registration plate cost hereinafter provided for. Such application shall be in the form prescribed in this ordinance as prepared by the License Division and shall be filed at least ten (10) days prior to the time of granting such license. License period shall be from date of adoption to December 31, 1940, and thereafter from January first to December thirty-first of each year.

Section 4: The applicant shall upon the filing of the application deposit therewith the yearly license fee as follows:

For license certificate issued in the name of the applicant, the sum of Five (\$5.00) Dollars.

For registration plate for each truck or vehicle listed in the appli-

cation, the sum of One (\$1.00) Dollar.

Section 5: Each application shall state the name of the person, firm or corporation, under which the business will be conducted, the address of the principal and all branch offices of the applicant; the make, motor number and description of each van or other vehicle to be used in the applicant's business. All applications shall be signed by the owners if the applicant is an individual or partnership, or by the proper officers of a corporation, and shall be sworn to and acknowledged before any person properly authorized in New Jersey to take acknowledgements.

Section 6. The License Division shall require each applicant to submit satisfactory proof or compliance by the applicant with all state and local laws, relating to the regulation and control of vehicles, such as proper license plates, inspection approval tags, etc.

Section 7: After receipt of the application for a license, accompanied by the prescribed license fee, investigation shall be made by the License Division of the Department of Public Safety, and upon compliance with all the provisions of this ordinance by the applicant, the City Clerk shall issue a license certificate and metal truck plates in a form to be provided by the Department of Public Safety, certifying that the applicant is entitled to engage in the business of a "Public Mover" in the City of Newark. The License certificate shall bear a consecutive number and shall certify the number of trucks registered by the applicant. In addition to such License certificate, the City Clerk shall further issue to the applicant a metal plate for each truck listed in the application, on which plate there shall be punched the number of the applicant's license and the plate number. The plate so issued may be used only on the truck for which it is is-

sued and may not be transferred to other trucks of the applicant, except upon discontinuance of use of the truck for which it was issued, and this only upon proper application for transfer to the License Division. The City Clerk shall deposit all fees received in manner required by the city ordinance.

Section 8: It shall be unlawful for any person, firm or corporation to manage, control or operate a vehicle in the business of "Public Mover" without displaying at all times on the outside of the vehicle, on the right side near the driver's seat, the metal registration plate issued to it by the License Division.

Section 9: It shall be unlawful for any person, firm or corporation, referred to in Section One (1) of this ordinance, to operate, manage or control a vehicle carrying ice, coal, dairy or food products, or any other product requiring permits under the health laws of the City of Newark, in the business of "Public Mover"; and it shall be unlawful for any vehicle registered under this Ordinance to carry any products requiring permits under the health laws of the City of Newark.

Section 10. Any person, firm or corporation not licensed under this ordinance as a "Public Mover" in the City of Newark, but who shall desire to remove "used goods and chattels in bulk" from any place in the City of Newark to points or places outside of this City shall apply for and obtain a license to carry on said operations. Application for such license shall be made to the License Division of the Department of Public Safety at any time during regular business hours upon payment of \$1.00 license fee for a yearly license. The form of the application shall be prescribed by the License Division and shall require the name of the applicant and the address of its main office and principal place of business. Upon the filing of

such application and the payment of the fee, the City Clerk is authorized and directed to issue a license certificate effective for the year of its issuance to cover all operations of all vehicles owned and operated by the applicant for removal of "used goods and chattels" from the City of Newark to points and places outside the City of Newark. All vehicles operating under such license shall carry at all times the original, or a certified or photostatic copy of said license issued under this section.

Section 11. It shall be unlawful for any person, firm or corporation, referred to in Section One (1) of this Ordinance, to operate, manage or control vehicles that shall be engaged in the removal of "used goods and chattels in bulk" on Sunday, and the following legal holidays not falling on Sunday:—New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, except office furniture, institutional equipment, factory equipment and machinery, removals, in which case special application may be made to the License Division who may grant special permits in writing for removals on Sundays and on the aforesaid legal holidays. In case of an emergency involving the health of the owner or the protection or safety of the commodities, moving may be made on Sundays or on the aforesaid legal holidays, without special permit, except that a report of such emergency removal shall be filed with the License Division of the Department of Public Safety within twenty-four (24) hours of such removal by the mover, and/ or owner.

Section 12: The first eleven sections of this Ordinance shall not apply to merchants, either wholesale or retail, who shall in the regular course of business sell and deliver goods and chattels to a destination either with in or without the City of Newark, or shall it apply to merchants reclaiming

"used goods and chattels" in default of conditional sales agreements.

Section 13. It shall be unlawful for any person, firm or corporation licensed under this ordinance, or any other person, firm or corporation, to move "used goods and chattels in bulk" from any private dwelling, tenement house, apartment house, boarding house, hotel, store, office, factory or institution within the City of Newark, to a place either within or without the City of Newark, unless he shall obtain a permit for such removal as hereinafter provided.

Section 14: In order to obtain such permit, application shall be made in quadruplicate to the License Division of the Department of Public Safety of the City of Newark upon forms to be provided by it, which said forms shall contain the following information truly and correctly set forth, viz:

- (a) Name and address of the owner of the vehicle on which the goods are to be transported.
- (b) Name and address of the person, firm or corporation owning or claiming to own, the articles to be transported.
- (c) Street and house number of the premises from which the said goods and chattels are to be transported or removed, and a full and complete address of the place where said goods and chattels are to be removed to.
- (d) A general description of the commodities and character of the articles to be transported or removed.
- (e) Respective dates of commencement and completion of moving operation for which permit is sought.

Section 15. Said application shall be filed in quadruplicate form by

either the owner or the mover with the License Division of the Department of Public Safety at least twenty-four hours before the time set for the commencement of such moving operation. The License Division of the Department of Public Safety shall immediately upon receipt there submit one copy of the application to the Department of Revenue and Finance and no fee shall be required for the issuance of the removal permit in accordance with the application.

Section 16. At the expiration of twenty-four hours the License Division of the Department of Public Safety shall issue a permit by authority of The City Clerk in duplicate to the applicant, certifying that the said applicant and mover are entitled to transport or move "used goods and chattels in bulk" in accordance with the application.

Section 17. Such written permit shall be kept at all times during the removal in the possession of the person or persons actually engaged in the removal operation and shall be promptly exhibited for the inspection of any police officer who shall so request.

Section 18. When an emergency exists, excepting as heretofore set forth in Section 11, the License Division of the Department of Public Safety and the Department of Revenue and Finance, may waive the twenty-four hour period for filing of application for removal and may grant a permit immediately. Such emergency permit issued on authority of the City Clerk to be signed by both the License Division of the Department of Public Safety and the Department of Revenue and Finance. In such case to compensate for this special service the applicant shall pay a fee of \$2.00 before said permit may be issued.

Section 19: Any mover licensed under the provisions of this Ordinance, who, after the issuance of the per-

mit, shall be called upon or ordered by the owner to make delivery of the goods and chattels to a point or destination differing from the one set forth in the permit, shall, within forty-eight hours after the delivery to such changed address, notify the License Division of the Department of Public Safety in writing of the change, giving the actual address to which the goods were removed at the request of the owner.

Section 20: It shall be considered a violation of the provisions of this Ordinance for any licensed mover, owner, or representative thereof, to knowingly or willfully give false information in the application for the permit, or for any mover knowingly and willfully aid or abet any owner of goods covered by this Ordinance, to evade the provisions thereof.

Section 21: A complete record of the applications and permits issued under this Ordinance shall be kept in the office of the License Division of the Department of Public Safety. All "Public Movers" shall keep a full and permanent record of all removals performed by them for a period of two years after such removal, and all information contained in such records shall be open for inspection of the Police Department of the City of Newark upon request.

Section 22: The enforcement of this ordinance shall be placed in the hands of the law enforcing departments and every law enforcing officer is charged with the duty of investigating removals of 'used goods and chattels.' Upon failure or refusal of the operator to comply with the request of a law enforcing officer, to show the removal permit, the law enforcing officer shall prevent the removal and shall cause the arrest of the offending operator.

Section 23: Every person, firm or corporation, who shall be found guilty of a violation of the terms of this

ordinance, or who shall be found guilty of giving false information on any application filed under this ordinance, shall for the first offense be fined not more than \$25.00 or imprisonment in the County Jail for not more than thirty days, or both; and for the second offense shall be fined not more than \$100.00 or imprisoned in the County Jail for not more than ninety days, or both.

Section 24. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be, and the same are hereby repealed, and this ordinance shall take effect immediately, upon final passage and publication as required by law.

Section 25. If any section or part of any section or provisions of this ordinance shall be held by any court to be unconstitutional or invalid, the same shall not be held to effect any other section or any other part of any section or provisions of this ordinance.

Commissioner Murphy moved that the ordinance, as amended, be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Murphy moved that the ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifty-three Thousand Five Hundred Eighty-one Dollars and Eighteen

Cents (\$53,581.18) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 7.25
Tax Board	818.00
Maintenance Foreclosed Properties	1.78
Fire and Police Pension Fund	50,000.00
Reserve for Overpayment, Tax Receiver	15.18
Reserve for Overpayment, Comptroller	2,738.97
	<hr/>
	\$ 53,581.18

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety Dollars (\$90.00) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the supplementary overtime payroll of the Department of Revenue and Finance from January 2, 1940 to January 12, 1940, as follows:

Auditor's Office\$90.00

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Five Hundred Fifty-four Dollars and Fifty-eight Cents (\$1,554.58) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:
Reserve for Overpayment,

Tax Receiver\$ 1,554.58

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Seventy-four Dollars and Forty-eight Cents (\$774.48) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$774.48

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Two Hundred Eight

Dollars and Thirty-three Cents (\$208.33) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payroll of the Department of Parks and Public Property from January 1st to January 15th, 1940, as follows:

WPA Project 1485-7\$208.33

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand Two Hundred Twenty-four Dollars and Sixty Cents (\$3,224.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 17th and January 20th, 1940, as follows:

Shade Tree\$1,922.60
Public Buildings 1,302.00

\$3,224.60

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of

Eighteen Thousand Four Hundred Fifty-five Dollars and Ninety-nine Cents (\$18,455.99) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor Department \$	2,221.04
Outdoor Poor Department	139.90
Newark City Home	4,128.53
Bureau of Health	7,636.22
Newark City Hospital	501.89
Bureau of Baths	1,836.41
Bus Transportation	1,992.00
	<hr/>
	\$ 18,455.99

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Eighteen Thousand Eight Hundred Forty-six Dollars and Sixty-six Cents (\$18,846.66) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Administration	\$18,846.66

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Forty-four Dollars and Ninety-nine Cents (\$244.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport	\$244.99
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M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-three Thousand, Nine Hundred Forty-nine Dollars and Twenty-two Cents (\$43,949.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 1,331.13
Public Lighting	31,743.58
Newark Airport	6,187.59
Docks	896.80
Industrial Commission	698.39
House Sewer Connections..	143.72
Water	1,325.58
Street Cleaning	1,612.43
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	\$ 43,949.22

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Ten Dollars and Thirty-nine Cents (\$410.39) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

World's Fair Committee	
(WPA)	\$ 48.75
City Planning (WPA	
Project 5358-7)	19.00
Toy Mending (WPA	
Project 5618-7)	113.36
Street Cleaning (WPA	
Project 6409-7)	229.28
	<hr/>
	\$410.39
M. Ellenstein	
Jos. M. Byrne, Jr.	
Vincent J. Murphy	
Pearce R. Franklin	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Thirteen Dollars and Forty-nine Cents (\$1,213.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 6926)	\$ 33.75
Sewer Construction	
(WPA Project 4813-7)	379.64
Sewer Construction	
(WPA Project 6131-7)	82.20
Sewer Construction	
(WPA Project 6951-7)	717.90
	<hr/>
	\$1,213.49

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-four Thousand, Eight Hundred Fifty Dollars and One Cent (\$54,850.01) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 610.56
Sewers	72.79
Free Library	41,666.66
Newark Museum	12,500.00
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	\$ 54,850.01

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty Dollars and Sixty-two Cents (\$80.62) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construc-	
tion (WPA Project 6069)	
Boylan Street	\$50.62

Swimming Pool Construction (WPA Project 6069)	
Hayes Park East	30.00
	<hr/>
	\$80.62

M. Ellenstein
Vincen: J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Twelve Dollars (\$812.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Toy Mending	
(WPA Project 5618-7)	\$212.00
National Youth Administration (WPA Project 76-7)	150.00
National Youth Administration (WPA Project 19-3EN-42)	50.00
Furniture and Metal Work (WPA Project 5209-A).....	400.00
	<hr/>
	\$812.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Eighteen Dollars and Forty-three Cents (\$618.43) be and the same hereby is appropriated to

the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$618.43
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M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Fifty Dollars and Sixty-three Cents (\$1,250.63) be and the same is hereby appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 6926)	\$ 682.03
Sewer Construction (WPA Project 4813-7)	78.75
Sewer Construction (WPA Project 6131-7)	57.66
Sewer Construction (WPA Project 6951-7)	432.19
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	\$1,250.63

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand, Three Hundred Six-

teen Dollars and Sixty-eight Cents (\$40,316.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**Weekly Payroll, period
ending January 17, 1940:**

Newark Airport	\$ 2,099.85
Bureau of Motors	2,584.91
Bureau of Streets	1,670.43
Bureau of Sewers	897.44
House Sewer Connections..	485.33
Bureau of Street Cleaning	22,499.54
Street Construction.....	214.50
Bureau of Docks	778.80
Bureau of Water	9,085.88
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	\$ 40,316.68

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and they are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Clifford Calaway,
Harry Goldstein,
Samuel Harkavy,
Max Markowitz,
David Rotherberg,
Harold Semel,

SERGEANT-AT-ARMS:

Martin B. Rose.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Estate of Isaac Jenny on October 1st, 1933 was the record owner of premises known and designated as No. 103 Prince Street, Newark, Block 2501, Lot 17, and also of No. 101 Prince Street, Block 2501, Lot 16; and,

WHEREAS, the improvements on No. 103 Prince Street were assessed at \$3,700 and those at No. 101 Prince Street were assessed at \$2,000.00 for 1934; and,

WHEREAS, the Board of Assessment and Revision of Taxes intended to assess the improvements on both premises at a valuation of \$3,700 for each and therefore, ordered an additional assessment of \$1,700 to be entered against No. 101 Prince Street; and,

WHEREAS, an additional assessment of \$3,700.00 was levied against No. 101 Prince Street, through inadvertance, making a total assessment on improvements of \$5,700 for said premises,

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the original assessment of \$2,000.00, tax \$73.00 assessed against No. 101 Prince Street, Block 2501, Lot 16 on Improvements for 1934 be cancelled, leaving an equalized assessment of \$3,700.00 each for No. 101 and 103 Prince Street and that the Comptroller be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did solicit bids for the rental of typewriters, and did receive a bid from the Woodstock Typewriter Co., for two (2) Woodstock Typewriters (Standard size), with option to purchase, at rental charge of Three Dollars (\$3.00) per month, and purchase price of Thirty Dollars (\$30.00) each, the rental paid to be applied to the purchase price in the event that the option is exercised; and,

WHEREAS, the said Director did contract accordingly;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the Director in the aforesaid matter be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, by a resolu-

tion No. 6262, dated December 6, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore, be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

COZZOLINO PRINTING COMPANY,
Newark, N. J.

(Revenue and Finance)

For printing and binding three hundred (200) copies of the annual reports of the Department of Revenue and Finance for the City of Newark, N. J., for the years 1936, 1937 and 1938 — three years bound in single book @ \$2.24 per page..

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the

law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6262, dated December 6, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

C. WOLBER COMPANY,
Newark, N. J.

(Public Safety)

For printing and binding Traffic Survey Report

A—On the basis of 144 pages—50 copies for \$1,245.00.

B—On the basis of 144 pages—100 copies for \$1,340.00.

C—On the basis of 144 pages—250 copies for \$1,645.00.

If and when necessary, the charge on author's alterations is to be four dollars (\$4.00) per hour.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 5854, dated October 11, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

THE A. P. SMITH MANUFACTURING CO., East Orange, N. J.

(Public Affairs)

One (1) or more of any or all sizes of Hydrants, Tapping Sleeves and Valves, as per unit prices shown on list on file in the Department of Central Purchase

One (1) or more of any or all Repair Parts for above, all as shown on above mentioned price list.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6319, dated December 13, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

SUPERIOR ELECTRICAL SUPPLY
CO., Newark, N. J.

(Public Safety)

Approximately 36 Union Metal Cat.
No. 50026 Traffic Signal Pedestals
complete with adapters for horizontal
mounting of signals, anchor
bolts @ \$62.50 ea.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, by a resolution No. 6319, dated December 13, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

BAILEY & ALLING LUMBER
COMPANY—
Newark, N. J.

(Parks and Public Property)

Approximately 500 pcs. White Oak
Slats 1½"x2½"x7'9 in. as per specifications @ \$.34 piece.

Approximately 75 pcs. 4x4x10 ft.
Long Leaf Yellow Pine D-4-S, as
per specifications @ \$67.50 M. b.
ft.

Approximately 50 pcs. 4x4x16 ft.
Long Leaf Yellow Pine as per speci-
fications @ \$67.50 M. bd. ft.

REISEN LUMBER & MILLWORK
CORP., Union, N. J.

(Parks and Public Property)

Approximately 300 pcs. Appalachian
White Oak 1 5-16x3 7-8x16 ft. as
per specifications @ .89 each.

Approximately 450 pcs. Appalachian
White Oak, as per specifications @
.58 each.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, informal bids were re-
ceived on January 22, 1940, by the Di-
rector of the Department of Parks
and Public Property, for the cleans-
ing and disinfecting of one hundred
and five fixtures in the City Hall
group of buildings, and the Leghorn
Chemical Company was the lowest
responsible bidder, at Thirty Dollars
(\$30.00) per month, for a period of
twelve months;

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of the
City of Newark, that the Director of
the Department of Parks and Public
Property be and he is hereby au-
thorized to enter into a contract with
the Leghorn Chemical Company, for
a period of twelve (12) months, from
February 1, 1940, for the cleansing
and disinfecting of fixtures in the

City Hall group of buildings, subject
to the laws governing municipal con-
tracts, particularly with reference to
the requirements concerning the
eight-hour day and the prevailing
wage rate; contract to be in form ap-
proved by the Law Department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on March 3, 1938, the
City entered into a lease with the
Tube Garage Co., Inc., by the terms
of which the latter leased a certain
tract of land owned by the City, sit-
uate on the premises bounded by Mui-
berry Street, Commerce Street, Ray-
mond Boulevard and McCarter High-
way, Newark, for a period of two (2)
years, commencing March 1, 1938, and
ending February 29, 1940; and,

WHEREAS, the Tenant deposited
the sum of Two Thousand One Hun-
dred and Sixty-eight Dollars (\$2,-
168.00) to be retained by the City as
security and to be applied to the last
two (2) months of the term of the
leasing; and,

WHEREAS, the Director of the De-
partment of Parks and Public Prop-
erty has determined that there is no
charge against the amount of the said
security, other than that it shall be
applied to the payment of January
and February, 1940, rental; and,

WHEREAS, the Tenant, on Janu-
ary 12, 1940, paid the sum of One
Thousand and Eighty-four Dollars
(\$1,084.00) to the City for the Janu-
ary rent, and by reason of the ap-
plication of the security as aforesaid
this said sum of One Thousand and

Eighty-four Dollars (\$1,084.00), constitutes an over-payment of that sum and is properly returnable to the Tenant; and,

WHEREAS, the Director of the Department of Parks and Public Property certifies that the City has no claim against said security, except for its application to the last two (2) months of the said lease;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of Two Thousand One Hundred and Sixty-eight Dollars (\$2,168.00), security under the aforesaid lease, be and the same shall be applied to payment of rent for the months of January and February, 1940, and that the sum of One Thousand and Eighty-four Dollars (\$1,084.00), which was paid to the City on January 12, 1940 by the Tenant on account of the January rent, shall be returned to the Tenant; and the Director of the Department of Revenue and Finance be and he is hereby authorized to apply the said security of Two Thousand One Hundred and Sixty-eight Dollars (\$2,168.00) as aforesaid, and to return the said sum of One Thousand and Eighty-four Dollars (\$1,084.00), over-payment, to the Tenant.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, informal bids were received on January 13, 1940, by the Director of the Department of Parks and Public Property, for the exterminating work in the City Hall group of buildings, and the Western Exterminating Co., Inc., was the lowest re-

sponsible bidder, at Thirty-eight Dollars (\$38.00) per month, for a period of twelve (12) months;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with the Western Exterminating Co., Inc., for a period of twelve (12) months, from February 1, 1940, for the exterminating work in the City Hall group of buildings, subject to the laws governing municipal contracts, particularly with reference to the requirement concerning the eight-hour day and prevailing wage rate; contract to be in form approved by the Law Department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids to decorate the front doors of the City Hall Building in mourning, on account of the death of former Commissioner Michael P. Duffy, for a period from January 18th to February 17th, inclusive; and,

WHEREAS, the said Director did receive a bid from J. Ash in the sum of Thirty Dollars (\$30.00), and has contracted for said work accordingly;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the Director as aforesaid be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6491, dated January 3, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED By the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in The City of Newark:

ALPHA ELECTRIC COMPANY,
Newark, N. J.

(Parks and Public Property)

36 or more 16 inch Four Blade Oscillating D. C. Fans, Diehl No. 16502 @ \$20.52 each net.

GENERAL ELECTRIC SUPPLY
CORPORATION, Newark, N. J.

(Parks and Public Property)

Four (4) or more No. 24 Ventura Fans with 1140 RPM 115 Volt DC 1-6 HP Totally enclosed fan duty, General Electric Motors @ \$100.75 each.

Four (4) or more No. 24 Automatic Shutters @ \$10.45 each.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Traffic Signals, Traffic Signal Parts and Traffic Signal Timers for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the \$250,000 Emergency Note of the City of Newark, dated, October 28, 1939, payable January 29, 1940, heretofore issued pur-

suant to the resolutions adopted by the Board of Commissioners on the 18th day of October, 1939, and the 25th day of October, 1939, is outstanding, and there are no funds in the City Treasury which are available for the payment of said note, and the Board of Commissioners desires to renew said note as hereinafter provided; NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Resolve as follows:

Section 1. For the purpose of renewing said outstanding \$250,000 Emergency Note dated October 28, 1939, payable January 29, 1940, there shall be issued, pursuant to the Local Budget Law of New Jersey, a note of the City of Newark of the aggregate principal amount of \$250,000, to be designated "Emergency Note." Said note shall be dated the 29th day of January, 1940, shall be payable the 29th day of February, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Said note shall be signed by Vincent J. Murphy, as the Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and by Eugene Farrell, as Acting City Auditor, and shall be sealed with the corporate seal of said City, and said note and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said note and to issue said note in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note, and that said note is within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note not determined by this resolution, and also the power to sell said note, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturity of said note sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such note.

Section 5. All moneys borrowed by the issuance of said note shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$250,000 Emergency Note, dated October 28, 1939, payable January 29, 1940.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, a vacancy exists in the rank of Mason in the Police Division, Department of Public Safety, due to the fact that the services of Temporary Mason Eugene Baumgartner were dispensed with because of the promulgation of a Civil Service list for said position; and

WHEREAS, the services of a Mason in said Police Division is neces-

sary for the proper carrying out of its work in the erection of signals and warning signs and also for the proper up-keep of buildings under the jurisdiction of said Police Division;

NOW, THEREFORE, BE IT RESOLVED that James J. Madden, having been certified as eligible by the Civil Service Commission of the State of New Jersey, be and he is hereby appointed to the position of Mason, Police Division, Department of Public Safety, at the prevailing rate of wage, \$13.50 per day, effective January 25th, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, a vacancy exists in the rank of Building Inspector in the Building Division, Department of Public Safety, due to the services of Samuel Smith, Temporary Building Inspector, being dispensed with; and

WHEREAS, the program of the Building Division calls for additional inspections to be made of hundreds of structures in the City of Newark which are becoming unfit for occupancy, and inspections to be made of approximately 1,400 elevators in the City of Newark; and

WHEREAS, this service is necessary for the safety and well-being of the citizens of Newark;

NOW, THEREFORE, BE IT RESOLVED that Benjamin Mitchell, having been certified as eligible by the Civil Service Commission of the State of New Jersey, be and he is hereby appointed to the position of

Building Inspector, Building Division, Department of Public Safety, at an annual salary of \$3,000 payable semi-monthly as other salaries are paid, effective January 25, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a vacancy exists in the rank of Mason Helper in the Police Division, Department of Public Safety, due to the services of a Temporary Mason Helper being dispensed with because of the promulgation of a Civil Service list for said position; and

WHEREAS, the services of a Mason Helper in said Police Division is necessary for the proper carrying out of its work in the erection of signals and warning signs and also for the proper up-keep of buildings under the jurisdiction of said Police Division;

NOW, THEREFORE, BE IT RESOLVED that John Brown, of 269 South 19th Street, Newark, New Jersey, having been certified as eligible by the Civil Service Commission of the State of New Jersey, be and he is hereby appointed to the position of Mason Helper, Police Division, Department of Public Safety, at the prevailing rate of wage, \$1.00 per hour, effective January 25th, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a vacancy exists in the rank of Junior Fire Alarm Operator in the Fire Division, Department of Public Safety, due to the resignation of Junior Fire Alarm Operator George Murray on January 3, 1940; and

WHEREAS, it is essential that said vacancy be filled by a competent operator in order that the work of said division be not handicapped.

NOW, THEREFORE, BE IT RESOLVED that Joseph E. Carolan, having been certified as eligible by the Civil Service Commission of the State of New Jersey, be and he is hereby appointed to the position of Junior Fire Alarm Operator, Fire Division, Department of Public Safety, at an annual salary of \$1 500, payable semi-monthly as other salaries are paid, effective January 25th, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of The City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of January, 1940, be and the same are hereby approved, confirmed and ratified;

PUBLIC BUILDINGS

Michael Schahill, Fireman, absent

without pay, returned to duty January 16th, 1940.

Patrick Toal, temporary Fireman, terminated his services on January 15th, 1940, and was reappointed to the same position on January 22, 1940, at \$3,000.00 per annum. Mr. Toal has been appointed for relief work.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Edward W. Spector is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, on October 1st, 1938, Edward W. Spector was the owner of record of premises known and designated as Block 3704, Lot 57, 148-150 Hansbury Avenue, Newark, New Jersey, which was assessed at a valuation of \$8,300.00, tax \$377.65;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Edward W. Spector be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 3704, Lot 57, 148-150 Hansbury Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Otto Spitz is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, On October 1st, 1938, Otto Spitz was the owner of record of premises known and designated as Block 121, Lot 23, 57 Crawford Street, Newark, New Jersey, which was assessed at a valuation of \$2,600.00, tax \$118.30;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Otto Spitz be granted exemption of \$500.00 tax \$22.75 for 1939 from the assessed valuation on his property known as Block 121, Lot 23, 57 Crawford Street, Newark, and that the receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Norman W. Kempf is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, on October 1st, 1938, Norman W. Kempf was the owner of

record of premises known and designated as Block 758, Lot 26, 678 Parker Street, Newark, New Jersey, which was assessed at a valuation of \$7,300.00, tax \$332.15;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Norman W. Kempf be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 758, Lot 26, 678 Parker Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, Vincenzo Caruso is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, on October 1st, 1938, Vincenzo Caruso was the owner of record of premises known and designated as Block 531, Lot 4, 240 Gar-side Street, Newark, New Jersey, which was assessed at a valuation of \$5,000.00, tax \$227.50;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Vincenzo Caruso be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 531, Lot 4, 240 Gar-side Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William F. Allen is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, on October 1st, 1938, William F. Allen was the owner of record of premises known and designated as Block 240E, Lots 21, 22, 658-660 Ferry Street, Newark, New Jersey, which was assessed at a valuation of \$5,900.00, tax \$268.45;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said William F. Allen be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2403, Lots 21, 22, 658-660 Ferry Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, under and by virtue of

a resolution adopted by the Board of Commissioners on March 15th, 1939, Rev. William L. Tucker was appointed by the Mayor as a member of the Newark Municipal Assistance Board;

WHEREAS, the said Rev. William L. Tucker has tendered his resignation, effective as of January 1st, 1940;

WHEREAS, the Mayor of the City of Newark, in accordance with the law has appointed Charles C. Weathers a member of said Newark Municipal Assistance Board to fill the vacancy caused by the resignation of Rev. William L. Tucker;

THEREFORE BE IT RESOLVED, by the Board of Commissioners that the resignation of said William L. Tucker, a member of the Newark Municipal Assistance Board be and the same is hereby accepted as of this date and the appointment of Charles C. Weathers to fill the vacancy caused by the resignation of William L. Tucker be and the same is hereby approved as of this date.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 23, 1940.

The Board of Commissioners of the City of Newark

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

45-49 Lawrence Street, Bruce Realty Company, Inc.; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board and the plans filed with this Board; such use to be limited to the period of one year (No objectors);

*1105-1123 Raymond Boulevard, Prudence Parking Co., Inc.; renewal of permit for automobile parking station and gasoline station; such use to be limited to the period of one year ending January 8th, 1941;

17-21 Clinton Street, Ideal Parking Corp.; in a 2nd business district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with the said Board as amended at its hearing of January 23rd, 1940; all automobiles to enter by way of Clinton Street and to leave by way of Beaver Street; such use to be limited to the period of one year (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

The City Clerk: There is referred to us by Russell B. Rankin, Secretary of the Board of Adjustment, three zoning matters. One is a renewal, and representatives of the applicants in the other two matters are present and request a suspension of the rules. It

is my understanding that there are no objectors.

Mayor Ellenstein: I will entertain a motion that the rules be suspended on those three cases.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ideal Parking Corp. (Union Building Co., owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 17-21 Clinton Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board as amended at its hearing of January 23rd, 1940; all cars to enter by way of Clinton Street and leave by way of Beaver Street; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Bruce Realty Company, Inc. (Charles Realty Co., Inc., owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 45-49 Lawrence Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment and the plans filed with the said Board; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Prudence Parking Co., Inc. (Julia A. Vogt and Jacquill Realty Co., owners); for the renewal of permit for automobile parking station and gasoline station; premises 1105-1123 Raymond Boulevard; such use to be limited to the period of one year ending January 8, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for December, 1939.

Department of Buildings for December, 1939.

Clerk of First District Court for December, 1939.

Clerk of Second District Court for December, 1939.

Superintendent of Alms House for December, 1939.

City Clerk (2) for December, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for December, 1939.

Thomas F. Guthrie, Chief Clerk Night Police Court Traffic for December, 1939.

Charles F. McGovern, Clerk 2nd

Criminal Court, Part 1, for December, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for December, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court for December, 1939.

Elizabeth S. Lewis, Clerk Family Court, for December, 1939.

City Treasurer for December, 1939.

Comptroller for December, 1939.

City of Newark, New Jersey
Department of Revenue and Finance

January 2, 1940

To the Honorable
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of December, 1939:

RECEIPTS

Cash on hand November 30, 1939	\$4,501,738.24	
Received from Comptroller—December	3,193,943.42	
		\$7,695,681.66

DISBURSEMENTS

By Warrant	5,416,271.81	
Without Warrant	1,137,480.91	
Returned Checks	6,720.47	
		6,560,473.19
Cash on hand December 31, 1939		\$1,135,208.47

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.
By Joseph J. Kroehl.

Monthly Statement of Cash Collections

Month of December 30, 1939

Licenses: Sale of Alcoholic Beverages	\$ 905.00
Ice Cream, Plumbing and Refuse	13.00
All other Licenses	3,427.49
Fees and Permits: Tax Search Fees	520.25
Building and Electrical Work Permits	2,188.90
Public Sewer Connections Tap Fees	1,150.00
Towels, Soap, Bathing Suits	1,316.18
Combustible, Moving Picture, Garage and Miscellaneous Permits	2,505.90
Receipts for Patients Treated	2,913.79
Jury and Listing Fees	2,718.95
Animal, Chicken, Plumbing Permits and Miscellaneous Fees	254.50
Transcript Fees for Births, Deaths, etc	435.05
Fines: Magistrates	6,606.15
Overdue and Lost Books	1,681.16
Interest and Costs on Assessments	507.90
Interest and Costs on Taxes	45,609.51
State and Other Aid: Gas Tax Refund	4,718.10
Public Lighting Reimbursement	1,408.47
Jitney Tax	21,164.51
Leases and Rentals: City Owned Property	12,397.50
Rent: Army Base	8,333.34
Total Miscellaneous Revenues Anticipated:	
Second Class R. R. Tax	10,921.91
Real Estate Arrears: "Regular"	138,934.59
Personal Arrears	28,850.35
Tax Title Liens: Real Estate Taxes	29,983.84
Interest and Costs: Lien Certificates	1,571.10
Leases and Rentals of City Owned Property	416.66
Smoke Abatement Bureau Fees	739.00
Zoning Board Fees	140.00
Foreclosed Property Rents	65.00
1940 Tax Advances	192,521.53
Current Tax Collections	720,741.45
Second Class R. R. Tax	276,008.08
Alms House Refund on Board	166.57
Police Department	168.10
Street Cleaning	42.54
Board of Adjustment	3.32
	4.00
Other Polls	234.06
Dedicated Revenue:	
Street Construction	29,309.25
Newark Airport	13,390.36
Bureau of Water	205,813.02

Bureau of Docks	18,038.38
Bureau of Streets	13,075.58
Bureau of Street Cleaning	1,988.62
House Sewer Connections	5,322.89
Outdoor Poor	620.00
Tax Rec'd Refund on Postage	47.73
Printing and Stationery	420.16
Shade Tree	32.19
Bank Stock Tax 1939	33,091.32
Shade Tree Fund	27.50
City Hospital: Payroll Credit	77.20
Administration of Relief	220.00
200 Washington Street Corp.	833.33
Robert Fetterer Estate	323.00
Henry C. Jones Estate	31.72
Redemption of Lien Certificates	13,144.94
Petty Cash Tax Rec'r	1,000.00
Emergency Relief 1938	98,550.64
Emergency Relief 1939	3,447,499.00
Public Schools	2,810,107.99
Refunds—Current Taxes 1939	2,072.01
Return Checks—Current Taxes 1939	4,770.82
Regular Assessments: Pavings	6.00
Sewers	1.70
Openings	89.03
House Sewer Connections	203.45
Shade Trees	10.00
Water S. Con.	105.95
T. T. L. Assessments: Pavings	55.91
Openings	1,167.11
Other Cash Collections: Relief Notes	875,000.00
Bonds	450,000.00
Reserve for Liabilities, Law Department	670.00
Totals	\$9,550,101.05

Vincent J. Murphy,
Director of Revenue and Finance.

Mayor Ellenstein: The next order of business is we will proceed to fill the vacancy that exists on the City Commission.

(The City Clerk read a communication from the St. Patrick's Day Committee requesting that an individual of Irish ancestry be appointed to the City Commission, which communication was ordered to be received and filed.)

The City Clerk: I also have here,

Mr. Mayor, approximately 200 communications from residents and taxpayers of the City of Newark, consisting of individuals and executives of firms and industries, associations and organizations, together with several petitions, all of them requesting that the name of John B. Keenan be presented as a candidate for the position of Director of Public Safety caused by the resignation of the late Director Duffy.

Mayor Ellenstein: Unless there is

some other suggested disposition, they will be received and filed.

Are there any proposals any of the Commissioners have for candidates to fill the vacancy? Are there any suggestions?

Commissioner Franklin: P. James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. to be selected to fill the vacancy which exists in the City Commission. All in favor of Mr. Pellecchia being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of labor's candidate, Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei receiving but two votes is declared not elected.

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: I present the name of Mr. Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

I will present the name of Dr. Ames Filipone. As many as are in favor of Dr. Filipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filipone receiving but two votes is declared not elected.

I will present the name of a man who has given excellent service to the City of Newark on the Board of Education, Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

Are there any other suggestions any of the Commissioners have to make?

Commissioner Byrne: I would like to recommend the name of a man I proposed once before, the choice of a great many people in this city and a man I think will make a good commissioner, Mr. Gerald M. P. McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to

fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

Are there any suggestions any of the Commissioners have?

Commissioner Byrne: I move we adjourn.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN
City Clerk.

Newark, N. J., January 31, 1940.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Murphy: I move the reading of the minutes be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to rescind the ordinance entitled 'An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark'", adopted on the 13th day of September, 1939, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move the ordaining clause be stricken.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark.

The Board of Commissioners of the City of Newark, Do Ordain as follows:

Section 1. The Board of Commissioners has ascertained and hereby determines that it is necessary that the City of Newark raise the sum of \$1,175,000 for the relief of the poor, including direct relief, expense of administration, the payment of any indebtedness heretofore or hereafter incurred for the relief of the poor, and the cost of the issuance of the bonds hereinafter described.

Section 2. For the purpose of raising said sum, there shall be issued pursuant to Chapter 332 of the Laws of 1939 of New Jersey, as amended by Chapter 395 of the Law of 1939 of New Jersey, bonds of The City of Newark of the aggregate principal amount of \$1,175,000 to be designated "Poor Relief Bonds of 1940."

Section 3. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum, payable semi-annually, and shall be dated March 1, 1940.

Section 4. Said bonds shall be payable in annual installments as follows, viz.: \$235,000 of bonds on March 1st in each of the year 1941 to 1945, inclusive.

Section 5. Said bonds shall be general obligations of said City and a tax sufficient in amount to pay the principal of and interest on said bonds shall be levied and collected

by said City in the year in which the same shall become due and payable. Each of said bonds shall contain a recital that it is issued pursuant to said Act in the manner or mode of procedure prescribed by the Local Bond Law of New Jersey.

Section 6. The bonds which are to be issued pursuant to this ordinance shall be issued in lieu of and not in addition to the bonds authorized by the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of the City of Newark," adopted by the Board of Commissioners on the 13th day of September, 1939, and said ordinance adopted on the 13th day of September, 1939, is hereby rescinded.

Section 7. This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that February 14th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor. Ellenstein.

Commissioner Murphy: I would like

to say, Mr. Mayor, that ordinance will automatically rescind a previous one on the records pertaining to relief. We did not know whether we were going to get the payments from the State or not. We had set up in the budget, if you recall, \$700,000 for the revolving fund. Of course, that has been eaten up due to the fact the State has come along and demanded 75 per cent. instead of about the twelve and one-half per cent. that you used to pay. Now, of course, this will give us a chance to spread the bonds over a period of five years in creating that revolving fund so that we will be able to keep the vendors and landlords paid up to date. Otherwise, we are going to be practically three or four months in arrears again. So under this we can spread that out over the period of five years. Of course, it won't affect the budget as of this year, with the exception of the interest that has to be set up.

The City Clerk presented An Ordinance to supplement and amend ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Nine Thousand Three Hundred Twenty-one Dollars and Seventy-six Cents

(\$9,321.76) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 4.00
Auditor's Office	14.10
Treasurer's Office .....	.75
Tax Receiver	1,001.80
Tax Board	825.00
Reserve for Overpayments Tax Receiver	2,493.90
Reserve for Overpayments Comptroller	4,669.94
Contingent	57.71
W. P. A Tax Revaluation Project 5406-7	254.56
	<hr/>
	\$ 9,321.76

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand One Hundred Fifty-four Dollars and Sixty-one Cents (\$23,154.61) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$23,154.61

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Fifty Dollars (\$50.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts\$50.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Dollars (\$15.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Director's Office\$15.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty Thousand Eight Hundred Eighty-eight Dollars and Thirty-two Cents (\$60,888.32) be and the same is

hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House..\$	6,760.33
Ivy Hill Power Plant	908.85
Emergency Relief Admin- istration	22.80
Newark City Hospital	45,502.89
W. P. A. Project 5410-7	1,210.74
Convalescent Hospital	3,015.21
Ivy Hill Power Plant	3,467.50
	<hr/>
	\$ 60,888.32

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Two Thousand One Hundred Twenty-five Dollars and Seventeen Cents (\$2,125.17) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct\$2,125.17

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

One Hundred Twenty-two Dollars and Eighteen Cents (\$122.18) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Public Outing	\$ 60.00
Director's Office	44.68
Board of Adjustment	17.50
	<hr/>
	\$122.18

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Seventy-one Dollars and Thirteen Cents (\$71.13) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Shade Tree\$71.13

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By th Board of Com-

missioners of The City of Newark that the sum of Nine Hundred Eleven Dollars and Twelve Cents (\$911.12) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

1940	
Director's Office	\$ 6.00
Central Purchase	114.27
Maintenance of Dog Pound	625.00
Public Buildings—	
City Owned Property	161.85
Weights and Measures	4.00
	<hr/>
	\$911.12

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Two Hundred Three Dollars and Twenty Cents (\$3,203.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 24th and January 27th, 1940, as follows:

Shade Tree	\$1,929.20
Public Buildings	1,274.00
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	\$3,203.20

Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Thousand, Nine Hundred Sixty-two Dollars and Four Cents (\$1,962.04) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 671.96
Bureau of Docks	7.61
Contingent Resolution No. 5580	57.38
Newark Labor Relations Board	132.15
City Clerk's Office	145.80
Streets	136.76
Motors	685.41
Director's Office	9.75
Sewers	22.50
House Sewer Connections ..	92.72
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	\$ 1,962.04

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Sixty-four Dollars and Thirteen Cents (\$364.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 28.09
Bureau of Docks	10.00
Streets	8.50
Water	208.24
Toy Mending	
(WPA Project 5618-7)	62.71
City Planning	
(WPA Project 5358-7)	17.69
Sewers	12.00
Street Cleaning	9.50
Motors	7.40

\$364.13

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand Seven Hundred Twenty-five Dollars and Ninety-five Cents (\$17,725.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$17,725.95
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M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Three Hundred Fifty-four Dollars and Four Cents (\$2,354.04) be and the same hereby is appropriated to the persons named, as

per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
Street Construction

(WPA Project 6926-7)	\$1,614.51
Sewer Construction (WPA	
Project 6951-7)	739.53
	<hr/>
	\$2,354.04

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Fifty Dollars and Sixty three Cents (\$450.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Furniture and Metal Works	
(WPA Project 5209-A)	\$400.00
Street Cleaning	
(WPA Project 6409-7)	50.63
	<hr/>
	\$450.63

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twenty-nine Dollars

and Thirty-eight Cents (\$129.38) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (WPA Project 6069-7) Boylan Street\$129.38

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy. Mayor Ellenstein.

RESOLVED: That the sum of Five Dollars and Sixty-three Cents (\$5.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project 6926-7)\$5.63

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Not voting: Commissioner Byrne.

RESOLVED: That the sum of Six Thousand, Two Hundred Fourteen Dollars and Fifty-six Cents (\$6,214.56) be and the same hereby is appropriated to the persons named, as per certified list attached, being the

gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East)
WPA Project 6069-7\$3,264.00
Swimming Pool Construction (Hayes Park West)
WPA Project 6069-7) 2,950.56

\$6,214.56

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Two Hundred Forty-eight Dollars and Seventy Cents (\$248.70) be and the same hereby is appropriated to the persons named, as per certified list, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport\$ 81.00
Water 167.70

\$248.70

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-nine Thousand, Nine Hundred Eighty-six Dollars and Sixty-one

Cents (\$39,986.61) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending January 24, 1940:**

Newark Airport	\$ 2,101.20
Bureau of Motors	2,635.79
Bureau of Streets	1,384.22
Bureau of Streets	873.79
House Sewer Connections ..	470.93
Bureau of Street Cleaning	22,652.89
Street Construction	77.60
Bureau of Docks	764.40
Bureau of Water	9,025.79
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	\$ 39,986.61

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fifty Dollars (\$150.00) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Docks\$150.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and the same are hereby appointed as Constables of the City of Newark, for the term expiring December 31, 1940:

Irving Marks, 29 Montgomery Street.

William Waller, 383 Springfield Avenue.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That Resolution No. 6591-F, transferring the sum of \$159.52 from the Director's Office to the Criminal Courts of the City Department of Public Safety, adopted January 17, 1940, be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be

and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Revenue and Finance:

From—Tax Receiver	
Other than Personal Services	\$ 4,100.00
To—Tax Board	
Personal Services	4,100.00
From—Auditor's Office	
Other than Personal Service	1,000.00
To—Auditor's Office	
Personal Service	1,000.00
From—Tax Receiver	
Other than Personal Service	125.00
To—District Courts	
Other than Personal Service	125.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Louis H. Rose, is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Louis H. Rose was the owner of record of premises known and designated as Block 2077, Lot 60, 30 Komorn Street, Newark, New Jersey, which was assessed at a valuation of \$2,500.00, tax \$113.75;

BE IT THEREFORE RESOLVED

by the Board of Commissioners of the City of Newark that the said Louis H. Rose be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2077, Lot 60, 30 Komorn Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Henry Antwine is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Henry Antwine was the owner of record of premises known and designated as Block 214, Lot 45, 78 Bruce Street, Newark, New Jersey, which was assessed at a valuation of \$4,000.00, tax \$182.00;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Henry Antwine be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 214, Lot 45, 78 Bruce Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Merritt Stokes is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Merritt Stokes was the owner of record of premises known and designated as Block 2590, Lot 8, 157½ Somerset Street, Newark, New Jersey, which was assessed at a valuation of \$1,700.00, tax \$77.35;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Merritt Stokes be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2590, Lot 8, 157½ Somerset Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles F. Zimmer is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938,

Charles F. Zimmer was the owner of record of premises known and designated as Block 2080, Lot 22, 43 Kosuth Street, Newark, New Jersey, which was assessed at a valuation of \$2,100.00, tax \$95.55;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Charles F. Zimmer be granted exemption of \$500, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2080, Lot 22, 43 Kosuth Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, Carmine Trabucco is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Carmine Trabucco was the owner of record of premises known and designated as Block 1186, Lot 57, 143 Thomas Street, Newark, New Jersey, which was assessed at a valuation of \$5,800.00, tax \$263.90;

BE IT THEREFORE RESOLVED By the Board of Commissioner of the City of Newark that the said Carmine Trabucco be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 1186, Lot 57, 143 Thomas Street, Newark, and that the

Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Miss Beatrice Winsor, Librarian of the Public Library of Newark, has requested that two copies of all documents published by The City of Newark, and the various departments, divisions and bureaus thereof, be furnished to the Library;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid request be and the same is hereby ordered to be complied with by all departments and divisions or bureaus of the City, and the heads of all departments, Divisions or Bureaus are directed to forward to the Librarian two copies of all documents of a public nature containing reports or other collected material which may or shall be published by the City, or any department, division or bureau. The City Clerk is directed to notify the respective department heads of the requirements of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

WHEREAS, By Resolution No. 6504 adopted by the Board of Commissioners of The City of Newark on January 3, 1940, which provided for leasing space in the building located at 571 Central Avenue, Newark, New Jersey for use as a National Youth Administration Community Centre Project, and

WHEREAS, the said lease of said premises are not desired;

THEREFORE BE IT RESOLVED That said Resolution No. 6504 be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is filing consolidated project applications Nos. 123-3E-31; 91-3E-42; 93-3E-61; 92-3E-41 and 138-O-41 with the National Youth Administration to provide employment for 1050 persons to be taken from the relief rolls of the city, on a Community Centre Project, for which Federal funds are requested in the amount of \$275,092.00 and;

WHEREAS, in said project application the sum of \$4,800.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and,

WHEREAS, The National Commercial Title and Mortgage Guaranty Company, is the owner of the building located at 399 Central Avenue, in the City of Newark, in which building there is available approximately

16,700 square feet of floor space which is well suited for the operation of said project, and has agreed to lease said space to the City of Newark on a month to month basis;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with the National Commercial Title and Mortgage Company for the premises hereinbefore described at a rental of \$400.00 per month, payable monthly, said lease to be subject to termination by either the City of Newark or the National Commercial Title and Mortgage Guaranty Company on 30 days notice in writing to the other, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED, That the contract for furnishing and delivering 48-inch pipe for portions of the aqueduct in Fifth and Ninth Streets between Davenport Avenue and South Orange Avenue in the City of Newark, Essex County, New Jersey (Contract 45a, Division of Water), be and the same hereby is awarded to the Bethlehem Steel Corporation, they being the lowest formal bidder, for a price of \$13.75 per linear foot, the total amount of the contract not to exceed \$23,375.00 based on the estimated quantity of 1700 linear feet; and the

Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark, proper contract covering said work.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for binding fifty-one Books of Deeds and Wills for Year of 1939, and F. Enderlin & Son is the lowest responsible bidder at a total sum of Twenty-five Dollars and Fifty Cents (\$25.50); and did solicit and receive informal bids for binding Ten (10) volumes of payroll sheets and payroll changes for 1937-1938, and F. Enderlin & Son is the lowest responsible bidder at a total sum of Thirty-seven Dollars and Fifty Cents (\$37.50); and has agreed to bind two (2) books of Emergency Relief certified lists, at Three Dollars and Seventy-five Cents (\$3.75) each, or a total sum of Seven Dollars and Fifty Cents (\$7.50);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with F. Enderlin & Son for the binding of books aforesaid and for the amounts stated.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Meats and Meat Products, for the Department of Public Works; Lime, Plaster of Paris, Reinforced Concrete and Pipe and Tile Pipe for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6491 dated January 3, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount

of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

C. G. WINANS COMPANY—
Newark, N. J.

(Public Affairs)

One (1) or more carloads (15 one (1) ton containers) chlorine for delivery to Charlotteburg, N. J. @ \$2.31 cwt.

CHARLES COOPER & COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 14,000 lbs, anhydrous ammonia, for delivery into City's truck at contractor's warehouse and/or for delivery to Charlotteburg, N. J. @ .145 lb.

E. M. SERGEANT PULP &
CHEMICAL CO., INC.—
Newark, N. J.

(Public Affairs)

Approx. 35 bbls. copper sulphate (Cu So. 4) 450 lbs. to bbl. "Triangle" brand or equal, not less than 99.0 per cent pure and arsenic free, small crystal @ .0475 lb.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6600 dated January 17, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

P. H. RYAN, INC.—
Newark, N. J.

(Public Affairs, Safety and Works)

Approx. 725 bags old oats (75 lb. ea.)
No. 2 min. 36 lb. to bu. @ \$1.33
bag.

Approx. 54 tons No. 1 Timothy hay
old, large bales @ \$25.80 ton.

Approx. 20 tons Chamberlin's Special
Feed, No Corn, @ \$45.50 ton.

Approx. 15 bags Chamberlin's Special
Feed, No Corn @ \$2.30 bag.

Approx. 7 tons G. L. F. 18% dairy
feed @ \$37.00 ton.

N. DRAKE, INC.—Irvington, N. J.

(Public Affairs, Safety and Works)

Approx. 84 bags Domestic Bran, pure
(100 lbs. ea.) @ \$1.54 bag.

Approx. 8 tons Long Rye Straw, large
bales @ \$25.90 ton.

Approx. 10 tons Alfalfa Hay, No. 1,
2nd cutting, small bales @ \$33.00
ton.

Approx. 5 bags Middlings, Red Dog,
100 lb. bag @ \$1.75 bag.

Approx. 5 bags Corn Meal, Yellow,
100 lb. bag @ \$1.65 bag.

Approx. 10 bags Beet Pulp, 100 lb.
bags @ \$1.85 bag.

Approx. 100 lbs. Calf Manna, 100 lb.
bag @ \$6.50 bag.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6542 dated January 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder

as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Harness and stable supplies, for a six (6) months' period, at unit prices shown on list on file in the Department of Central Purchase, in the following approximate totals:

James A. Coe Company	\$205.52
Goodyear Rubber Prod. Co.	720.50
Joseph La Falce	654.96
Newark Harness & Saddlery Co.	268.45

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6542 dated January 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is

awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

THE CENTRAL FOUNDRY
COMPANY—Newark, N. J.

(Public Affairs)

Approx. 600 curb boxes without foot pieces or extension pieces @ \$1.55 each net.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6491 dated January 3, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder

as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Leather and shoe findings for use in the Department of Public Welfare (Public Works) for a period of four (4) months, at unit prices shown on list on file in the Department of Central Purchase, in the following approximate totals:

Jenco Brothers, Inc., Paterson, N. J.	\$ 680.00
H. Lippman Sons, Newark, N. J.	1,908.96
Meisel Brothers, Newark, N. J.	724.05
Toplansky Brothers, Newark, N. J.	1,501.03
Jos. M. Byrne, Jr.	
M. Ellenstein	
Pearce R. Franklin	
Vincent J. Murphy	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a Resolution No. 6454 dated December 27, 1939, the Department of Central Purchase public-

ly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

BURROUGHS ADDING MACHINE COMPANY—Newark, N. J.

(Revenue and Finance)

Two (2) or more Tax Billing and Accounting Machines, Burroughs Type 77 @ \$1,927.65 each.

Necessary repairs to modernize Burroughs No. 77 now in use, \$135.01 each.

One (1) or more Electric Writing Machines, Burroughs Style 63-01-05 @ \$194.51 each.

One (1) or more Electric Writing Machines, Burroughs Style 63-21-05 @ \$194.51 each.

One (1) or more Calculators, Burroughs, Style 5-10-35 @ \$306.90 each.

Three (3) or more Adding Machines, Burroughs Style 9-10-54 @ \$241.20 each.

POSTAGE METER COMPANY—
Newark, N. J.

(Revenue and Finance)

One (1) or more postage Meter Mailing Machines F. S. @ \$265.50 one.

THE TODD SALES COMPANY—
Newark, N. J.

(Revenue and Finance)

One (1) or more Electric Adding and Listing Protectographs to do the work of Model 33\$800.00

Trade in allowance on old
..... machine 150.00
.....
..... Net \$650.00

..... Jos. M. Byrne, Jr.
..... M. Ellenstein
..... Pearce R. Franklin
..... Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that sealed proposals received by the Department of Central Purchase on January 16, 1940, for furnishing and delivering Dodge automobiles to the Department of Public Affairs be and the same hereby are rejected, and that authorization to readvertise be given to the Department of Central Purchase.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of February, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

The temporary employment of the following named mechanics is extended for a period of two weeks, effective February 1st, 1940:

Ben Krusch, Plasterer Mason, @ \$14.50 per day.

John Jones, Painter, at \$10.00 per day.

Ernest Gfeller, Painter, at \$10.00 per day.

Al Gialanella, Plasterer Mason, at \$14.50 per day.

This extension of time is necessary because the work has not been completed.

VACATIONS GRANTED, WITH
PAY, EFFECTIVE ON DATES
SHOWN

DIRECTOR'S OFFICE

Mildred Tropp, Clerk-Stenographer, two weeks, February 5, 1940.

Edna M. Holdsworth, Executive Clerk, one day, February 23, 1940.

These are 1939 vacations.

SMOKE ABATEMENT

Herman A. Davis, Smoke Inspector, one week, February 26, 1940.

(This is Mr. Davis' last week of his 1939 vacation).

PUBLIC BUILDINGS

James Foley, Electrician, 20 days, February 1, 1940.

(This is Mr. Foley's 1939 vacation and also time due him for working Saturdays).

SHADE TREE

William Rivell, Principal Clerk
Bookkeeper, 1 day of his 1940 vacation, January 31, 1940.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, there is a vacancy in the position of Inspector of Steel Construction in the Department of Public Affairs (Swimming Pool Project), due to death;

THEREFORE BE IT DESOLVED, that John J. Donohue, 1082 Broad Street, Newark, N. J., be and he hereby is appointed to the position of Inspector of Steel Construction in the Department of Public Affairs (Swimming Pool Project) for a period of approximately three (3) months, at a compensation of \$50.00 per week, effective February 1, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Comuissioner Murphy offered the following resolution:

WHEREAS, Alice Schweitzer and Beverly A. Carson have successfully passed the Civil Service examination for Budgetary Control Machine Operator-Stenographer in the Auditor-Treasurer's Offices, Department of Revenue and Finance, and have been certified by the Civil Service Commission as eligible for appointment;

THEREFORE BE IT RESOLVED, that the said Alice Schweitzer and Beverly A. Carson are hereby permanently appointed to the positions of Budgetary Control Machine Operator-Stenographer in the Auditor-Treasurer's Offices, Department of Revenue and Finance, effective January 16th, 1940, compensation \$1,500 per annum.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Works:

From City Hospital	
Personal Service	\$2,489.22
To City Hospital	
Other than Personal Service	2,489.22

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

The City of Newark, New Jersey

January 29, 1940.

The Board of Commissioners of
The City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:

The term of the late J. Henry Bacheller as a member of the Sinking Fund Commission expired on January 1st, 1940, and therefore a vacancy exists on that Commission.

By virtue of the power and authority vested in me under an Action of the Legislature of this State, entitled:

"An Act Concerning Sinking Funds and Sinking Fund Commissioners," approved March 29, 1917, and the Acts amendatory thereto and supplemental thereto.

I am, by and with the consent of your body, appointing Mr. W. Paul Stillman, a resident taxpayer on real estate, a member of the Sinking Fund Commission of The City of Newark, for a term of three years, to commence January 1, 1940.

Respectfully,
Meyer C. Ellenstein,
Mayor.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, the term of the late J. Henry Bacheller as a member of the Sinking Fund Commission of the City of Newark expired on January 1st, 1940; and

WHEREAS, Mayor Meyer C. Ellenstein has appointed W. Paul Stillman, a resident taxpayer on real estate, a member of said Sinking Fund Commission of the City of Newark, subject to the consent of the governing body of the City, as in law provided;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the appointment by the said Meyer C. Ellenstein, Mayor of the City of Newark, of W. Paul Stillman, a resident tax payer on real estate of the City of Newark, for the term of three years from January 1, 1940, be and it is hereby consented to by the Board of Commissioners of the City of Newark; and

BE IT FURTHER RESOLVED, that said W. Paul Stillman give a bond with corporate security, in the sum of Five thousand dollars (\$5,000) for the faithful performance of said office, in form to be approved by the Law Department.

This appointment is made in conformity with Chapter 3 of Title 40, of the Revised Statutes of the State of New Jersey.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 30, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*29-35 Rector Street; Sam Gurrera; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 23, 1940.

*1233 Raymond Boulevard, Lord Realty Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 2, 1941;

242-246 Lincoln Avenue; Peter D'Amato, owner; in a 3rd residence district the establishment and operation of an electrical research laboratory; such use to be limited to the period of one year (No objectors);

9-11 Franklin Street; W. E. Lehman, Jr.; in a 2nd business district the manufacturer of jewelry (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner and further action postponed to February 7, 1940.

Deputy City Clerk Bross: There are four recommendations from the Board of Adjustment for variances from the terms of the Zoning Ordinance.

Mayor Ellenstein: Are there any renewals?

Mr. Bross: There are two renewals and one application for a suspension of the rules.

Mayor Ellenstein: Who is the one applicant?

Are there any objectors to the one application?

Mr. Bross: No objectors.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these three cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sam Gurrera (William E. Starrs and Guarantee Building and Loan Association, owners); for the renewal of permit for automobile parking station; premises 29-35 Rector Street; such use to be limited to the period of one year ending December 23, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lord Realty Co. (Cedar Hall Realty Co., owner); for the renewal of permit for automobile parking station; premises 1233 Raymond Boulevard; such use to be limited to the period of one year ending January 22, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of W. E. Lehman, Jr. (Morris County Realty, owner); for the manufacturer of jewelry in a 2nd business district; premises 9-11 Franklin Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take the usual course and be heard by the City Commission one week from today on February 7.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationery Division;

Division of Central Purchase;

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationery Division;

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

On roll call Commissioners Byrne and Murphy voted aye; Commission-

er Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby

vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division
Police Courts
Fire Division
Weights and Measures
Smoke Abatement
All Licenses
Street Lighting
Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller
Treasurer
Tax Receiver
Auditor of Accounts
Board of Assessment and Revision of Taxes
Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau.

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller
Treasurer
Tax Receiver
Auditor of Accounts
Board of Assessment and Revision of Taxes
Board of Assessment for Local Improvements
Board of Adjustment
Sinking Fund Commission
Billing, Collection and Auditing Division, now in the Water Bureau,
Martin Act
Pension Funds
Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter, or ordinance relating to the:

Comptroller
 Treasurer
 Tax Receiver
 Auditor of Accounts
 Board of Assessment and Revision
 of Taxes
 Board of Assessment for Local Im-
 provements
 Board of Adjustment
 Sinking Fund Commission
 Billing, Collection and Auditing Di-
 vision, now in the Water Bureau,
 Martin Act
 Pension Funds
 Law Department

and shall perform all of the duties
 now or heretofore imposed by law
 with respect thereto, except the hous-
 ing and maintenance of all real and
 personal property connected there-
 with.

Vincent J. Murphy

On roll call Commissioners Byrne
 and Murphy voted aye; Commis-
 sioner Franklin and Mayor Ellenstein
 voted no.

Mayor Ellenstein: The resolution
 having received but two votes is de-
 clared not carried.

RESOLVED, by the Board of Com-
 missioners of the City of Newark,
 that all of the executive, administra-
 tive, judicial and legislative authority
 and duties given by any statute, char-
 ter or ordinance relating to:

Streets
 Street Cleaning
 Refuse Collection
 Sewers

Water Department, except the Bill-
 ing, Collection and Auditing functions
 thereof,

Airport
 Docks
 Passaic River Waterfront
 Municipal Waterfronts
 Port Newark Development
 Art Commission
 Free Public Library
 Museum
 Board of Education
 Newark Technical School
 District Courts
 City Clerk

be and the same are hereby distribut-
 ed into the Department of Public Af-
 fairs, and the Director of the Depart-
 ment of Public Affairs is hereby vest-
 ed with all of the powers, authority
 and rights now or heretofore vested
 in or given by an statute, charter or
 ordinance relating to the

Streets
 Street Cleaning
 Refuse Collection
 Sewers

Water Department, except the Bill-
 ing, Collection and Auditing functions
 thereof,

Airport
 Docks
 Passaic River Waterfront
 Municipal Waterfronts
 Port Newark Development
 Art Commission
 Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

Are there any further resolutions?

We will now proceed to filling the vacancy which exists in the City Commission.

Commissioner Byrne: Thomas F. Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas F. Guthrie. As many as are in favor of Thomas F. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of the James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

I will present the name of Carl Abruzzese to the City Commission. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Gerald M. F. McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin to fill the vacancy. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I again present to the City Commission the name of Dr. Ames Filipone. As many as are in favor of Dr. Filipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filipone having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of a man who has given many years of valuable service in the Board of Education, an outstanding citizen, Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Are there any further presentations?

If there is no objection, we will go back on resolutions.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did by virtue of Resolution No. 6541, adopted by the Board of Com-

missioners of the City of Newark on January 10, 1940, advertise for and solicit bids for the leasing of premises known as the basement of Centre Market Building, 80-92 Mulberry Street; and at the time for the opening of said bids on January 30, 1940, no bids were received;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to readvertise for bids on premises aforementioned, according to the specifications prepared by the said Director, and in the manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by authority of Resolution No. 6541, adopted on January 10, 1940, the Director of the Department of Parks and Public Property did advertise according to law, and did receive bids on January 30, 1940, for the leasing of the premises known as 1048-78 Raymond Boulevard, more particularly described in the specifications on file in the Director's Office; and

WHEREAS, the said Director has determined that the said bids should be rejected, and the property readvertised for leasing;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the bids received by the Director of the Department of Parks and Public Property for the leasing of the premises aforesaid, as

authorized by said resolution, be and the same are hereby rejected; and the said Director be and he is hereby authorized to readvertise for bids for the leasing of the said premises known as 1048-78 Raymond Boulevard, according to the specifications to be prepared by the said Director, such advertising and receipt of bids to be in manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein introduced Buddy Rogers, a star of radio, screen and legitimate stage, and a close friend and schoolmate of Director Byrne, who made a few remarks.

Mayor Ellenstein: Are there any other presentations to fill the vacancy

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS

OF THE

Board of Commissioners

February, 1940

Newark, N. J., February 7, 1940.

A regular meeting of the Board of Commissioner of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Byrne: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Million Two Hundred Eighty-

two Thousand Two Hundred Thirty-seven Dollars and Sixty-four Cents (\$1,282,237.64) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve Overpayments	
(Tax Receiver)	\$ 4,358.75
Reserve Overpayments	
(Comptroller)	1,908.99
Passaic Valley Sewer	
Maintenance	76,000.00
County Tax	1,199,142.90
Tax Board	827.00
	<hr/>
	\$1,282,237.64

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand Five Hundred

Twenty-nine Dollars and Ninety-two Cents (\$11,529.92) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$11,529.92

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Four Hundred Eighty-three Dollars and Thirteen Cents (\$2,483.13) be and the same is hereby appropriated to the City Treasurer, being the Supplementary payrolls of the Department of Revenue and Finance from December 14th, 1939 to January 27, 1940:

Auditor's Office\$ 153.13
Tax Receiver 596.25
Tax Board 1,733.75
\$2,483.13

M. Ellenstein
Vincert J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand Seven Hundred Five Dollars and Eight-seven Cents (\$22,705.87) be and the same is here-

by appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from January 16th to January 31st, 1940, as follows:

Director's Office\$ 1,341.65
Comptroller's Office 2,717.84
Auditor's Office 2,003.33
Treasurer's Office 1,007.04
Receiver of Taxes 3,778.18
Arrears Personal Taxes 1,501.98
Board of Assessment and
Revision of Taxes 6,965.08
WPA Tax Revaluation
Project 5406-7 208.33
Board of Assessment for
Local improvements 869.98
First District Court 1,200.82
Second District Court 1,111.64
\$ 22,705.87

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seventy Dollars (\$70.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic
Beverage Control\$70.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Eighteen Thousand, Thirty-one Dollars and Three Cents (\$\$218,031.03) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from January 16th to 31st, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,137.47
Electrical Division	2,121.43
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	79,243.21
Police Division	130,037.27
	<hr/>
	\$218,031.03

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Eleven Dollars and Eighteen Cents (\$811.18) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$661.28
Director's Office	39.90

Law Department	85.00
Law Department	25.00
	<hr/>
	\$811.18

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the month of January, 1940, as follows:

United States Social Hygiene \$633.33

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-two Dollars and Thirty-five Cents (\$92.35), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Board of Adjustment	\$15.60
Law Department	76.75
	<hr/>
	\$92.35

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Four Thousand Seven Hundred Seventy-one Dollars and Ninety-six Cents (\$104,771.96) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of January, 1940, as follows:

Director's Office	\$ 1,412.91
W. P. A. Project 5410-7.....	166.66
Bureau of Health	24,856.94
Newark City Hospital	24,483.78
Convalescent Hospital	1,934.21
Newark City Home	3,327.88
Bureau of Baths	5,288.31
Newark City Alms House..	2,510.21
Ivy Hill Power Plant	2,783.76
Outdoor Poor Department..	1,637.48
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief Admin- istration	31,966.58
	<hr/>
	\$104,771.96

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Seven Dollars (\$407.00) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Department of Public Works from November 1st to December 31st, 1939, as follows:

Bureau of Health	\$200.00
Emergency Relief—	—
Administration	135.00
Newark City Hospital	72.00
	<hr/>
	\$407.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Two Hundred Thirty-five Dollars and Twenty-eight Cents (\$3,235.28) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 31st and February 3rd, 1940, as follows:

Shade Tree	\$1,949.28
Public Buildings	1,286.00
	<hr/>
	\$3,235.28

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Fourteen Thousand, Seven Hundred Eight Dollars and Eighty-four Cents (\$14,708.84) be and the

same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from January 16th to January 31, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,961.97
Public Buildings—	
City Owned Property	228.26
Weights and Measures	553.66
Printing and Stationery	185.00
Shade Tree	1,457.49
Central Purchase	1,905.82
WPA Project 1485-7	208.33
	<hr/>
	\$ 14,708.84

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Six Thousand Three Hundred Fifty-eight Dollars and Forty-two Cents (\$6,358.42) be and the same hereby is appropriated to the persons named, as per certified list, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East WPA Project 6069-7)	\$ 1,347.09
Swimming Pool Construction (Hayes Park West WPA Project 6069-7)	733.01
Swimming Pool Construction (Boylan Street WPA A Project 6069-7)	1,259.65

Swimming Pool Construction (Clifton Avenue WPA Project 6069-7)	3,018.67
	<hr/>
	\$ 6,358.42

M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of One Thousand, Five Hundred Eighty-nine Dollars and Ninety-nine Cents (\$1,589.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Hayes Park East WPA Project 6069-7	\$ 411.99
Swimming Pool Construction, Hayes Park West, WPA Project 6069-7	346.05
Swimming Pool Construction, Boylan Street, WPA A Project 6069-7	101.06
Swimming Pool Construction, Clifton Avenue, WPA Project 6069-7	519.94
Swimming Pool Construction, Boylan Street WPA Project 6069-7	194.07
Swimming Pool Construction, Clifton Avenue WPA Project 6069-7	16.83
	<hr/>
	\$ 1,589.99

M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioner Murphy,
Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Five Hundred Sixty-one Dollars and Sixty-six Cents (\$561.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Planning	
WPA Project 5358-7	\$426.66
Street Cleaning	
WPA Project 6409-7	135.00
	<hr/>
	\$561.66

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-nine Thousand Two Hundred Ninety Dollars and Fifty-seven Cents (\$39,290.57) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payrolls,
period ending January 31, 1940:

Newark Airport	\$ 2,085.45
Bureau of Motors	2,757.83
Bureau of Streets	1,374.65
Bureau of Sewers	869.40
House Sewer Connections..	486.73

Bureau of Street Cleaning	21,544.97
Street Construction	166.80
Bureau of Docks	752.40
Bureau of Water	9,252.34
	<hr/>
	\$ 39,290.57

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Nine Hundred Seventy-four Dollars and Ninety Cents (\$5,974.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
WPA Project 6926-7	\$ 1,449.22
Street Construction	
WPA Project 6926-7	2,225.86
Sewer Construction	
WPA Project 6131-7	1,974.82
Sewer Construction	
WPA Project 6951-7	325.00
	<hr/>
	\$ 5,974.90

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Nine Dollars and Sixty-five Cents (\$6,009.65) be and the same hereby is appropriated to the

persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction

WPA Project 6926\$6,009.65

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twenty-eight Dollars and Five Cents (\$528.05) be and the same is hereby appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 55.50
Street Cleaning	206.55
City Clerk	266.00
	<hr/>
	\$528.05

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirteen Dollars and Twenty-six Cents (\$13.26) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Toy Mending

(WPA Project 5618-7)\$13.26

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Thousand Three Hundred Three Dollars and Thirty-three Cents (\$49,303.33) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period January 16th-January 31st, 1940:

Director's Office	\$ 1,452.07
Newark Airport	2,144.99
Bureau of Lighting	432.50
Bureau of Streets	6,209.08
Sidewalks	216.66
House Sewer Connections..	356.63
Bureau of Sewers	1,039.97
Bureau of Street Cleaning..	4,206.57
Bureau of Surveys	3,679.99
Engineering Division	1,338.32
Bureau of Motors	1,927.63
Bureau of Water	19,598.21
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Swimming Pool Projects....	600.00
City Clerk	3,223.64
Elections	610.00
	<hr/>
	\$ 49,303.33

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Seventy-nine Dollars and Seventy-two Cents (\$279.72) be and the same hereby is appropriated to the persons named, as certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk\$279.72

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and they are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

William Waller,
Herman Wurzel.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40:2-3C, Transfers of Appropria-

tions, that the Director of the Department of Revenue and Finance, be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Affairs:

From W. P. A. Projects
Personal Service\$7,340.00
To—W. P. A. Projects
Other than Personal Service 7,340.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The following communication was received and read:

BURLEY & COMPANY
115 Broadway

New York, January 26, 1940.

Mr. Vincent Murphy, Director,
Department of Revenue and Finance,
Newark, New Jersey.

Dear Sir:

We own \$50,000 City of Newark School 4's due December 31, 1959, optional 1949, issued on December 31, 1909, bond numbers 201 to 250, inclusive. These bonds are in registered form in the name of Chancellor of New Jersey.

We should like to have coupon bonds issued in their place. Hawkins, Delafield & Longfellow were the attorneys when these bonds were issued, and we should like to have them handle the reconversion of these bonds, if you have no objection to this.

We have communicated with Messrs. Hawkins, Delafield & Longfellow, and they are preparing the necessary resolutions for you. It is our understanding that it will take in the neighborhood of a week or ten days before the coupon bonds can be printed, and we shall therefore, await your advices as to when you can make this reconversion.

Thanking you, we are,
Very truly yours,

Burley & Company,
By Chester C. Burley.

Ordered filed.

Commissioner Murphy offered the following resolution:

RESOLUTION PROVIDING FOR THE RECONVERSION FROM REGISTERED INTO COUPON FORM OF \$50,000 SCHOOL BONDS OF THE CITY OF NEWARK, NEW JERSEY, DATED December 31, 1909.

WHEREAS, the City of Newark has issued under date of December 31, 1909, School Bonds of the City in coupon form, and bonds numbered 201 to 250 inclusive have since been fully registered in the name of the Chancellor of New Jersey, and the present holders of said bonds through their duly authorized attorneys, Messrs. Burley & Company have requested the Board of Commissioners of said City to reconvert the said bonds into coupon form, and have undertaken to bear the entire expense of said reconversion, NOW, therefore,

The Board of Commissioners of The City of Newark, in the County of Essex, New Jersey, Do Resolve:

Section 1. Pursuant to the provisions of an act of the Legislature of the State of New Jersey, known and cited as the Local Bond Law, consti-

tuting Section 40:1-1 to 40: 1-88 inclusive of the Revised Statutes, bonds of said issue in the principal amount of \$50,000, numbered 201 to 250 inclusive, of the denomination of \$1,000 each, dated December 31, 1909, maturing December 31, 1959, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on the 30th day of June and the 31st day of December in each year, which bonds have been or will be registered to bearer, shall be reconverted into coupon form by the issuance of new coupon bonds bearing the same date, rate of interest and number, and being of the same maturity and denomination with interest payable on the same dates, at the same place and being in all respects in the same form as the original bonds.

Section 2. The reconversion of said bonds shall be entirely at the expense of the holder thereof.

Section 3. The Board of Commissioners of the City of Newark, hereby consents to the reconversion of said bonds in accordance with the provisions of this resolution.

Section 4. The coupon bonds when prepared shall be signed by the person holding the offices of Mayor and Comptroller at the time of such signing, under the seal of said City, attested by the City Clerk in office at such time, and the coupons attached to said bonds shall bear the facsimile signature of said Comptroller. Said Comptroller is hereby authorized to deliver the coupon bonds to the holders of the outstanding registered bonds described in the preamble hereof, which bonds shall have been registered to bearer, and to take up and cancel said outstanding bonds bearing the same numbers.

The foregoing resolution was adopted by the following vote:

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Federation of Italian World War Veterans in the U. S. A., Newark, 211 Littleton Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 14, 1939, for a renewal of a Club License (No. CB-39), and did deposit the sum of One Hundred and Fifty Dollars (\$150) with the Clerk of the said Board at the time of the filing of said application; and,

WHEREAS, the said Municipal Board of Alcoholic Beverage Control denied renewal of said license on July 6, 1939, but under the decision of Commissioner Burnett, said Federation of Italian World War Veterans in the U. S. A., Newark, were permitted to operate from July 7, 1939 until the decision was reversed by the said Commissioner; and

WHEREAS, the said Federation of Italian World War Veterans in the U. S. A., Newark is now entitled to a refund of the sum of Two Dollars and Forty-seven Cents (\$2.47) for the period from July 1st to July 6th, 1939;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of Two Dollars and Forty-seven Cents (\$2.47) be and the same is hereby ordered paid to the said Federation of Italian World War Veterans in the U. S. A., Newark, and the Director of the Department of Revenue and Finance is

hereby authorized and directed to pay same to the above named applicant.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, A. H. Sinnegan is an Honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and,

WHEREAS, On October 1st, 1938, the said A. H. Sinnegan was the owner of personal property located at 1037-1039 South Orange Avenue, Newark, which was assessed at \$4,000.00, tax \$182.00;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said A. H. Sinnegan be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Dr. Sigmund Kaswiner is an Honorably Discharged veteran and is entitled to annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain the same for 1939; and,

WHEREAS, On October 1st, 1938, the said Dr. Sigmund Kaswiner was the owner of personal property located at 781 Clinton Avenue, Newark, which was assessed at \$1,000.00, tax \$45.50;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Dr. Sigmund Kaswiner be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Herman Wasserman is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain the same for 1939; and,

WHEREAS, On October 1st, 1938, the said Herman Wasserman was the owner of personal property located at 160 Springfield Avenue, Newark, which was assessed at \$2,000.00, tax \$91.00;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Herman Wasserman be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Joseph Galati, is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and,

WHEREAS On October 1st, 1938, the said Joseph Galati was the owner of personal property located at 379-381 Broad Street, Newark, which was assessed at \$2,000.00, tax \$91.00;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Joseph Galati be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Barney Larkey is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain the same for 1939; and,

WHEREAS, on October 1, 1938, the said Barney Larkey was the owner of personal property located at No. 1180 Raymond Boulevard, Newark, which was assessed at a valuation of \$800.00, tax \$36.40;

BE IT THEREFORE RESOLVED

By the Board of Commissioners of the City of Newark that the said Barney Larkey be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Congress of the United States is conducting an inquiry into the action of the Civil Aeronautics Authority in relation to the Newark Airport and the North Beach Airport, and a hearing before the House Committee will be heard on Thursday, February 8, 1940, at which the City representatives and others conversant with the situation will appear for and on behalf of the City; and,

WHEREAS, a petition has been filed with the United States Circuit Court at Philadelphia, for the review of the determination of the Civil Aeronautics Authority, at which hearing the City will be represented by counsel and witnesses to support its case; and,

WHEREAS, the proper presentation of the City's case before the House Committee and before the Court will require the services of specialists as well as the attendance of the witnesses; and,

WHEREAS, the City is to check by short wave radio the operations of the North Beach Control Tower, which will require the constant services of

two (2) men for a period of time, on a twenty-four (24) hour daily schedule, which will also require the renting of a proper place for the carrying on of such work;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that for the purpose of presenting the City's case in the matter of the determination of the Civil Aeronautics Authority before the House Committee, and in the United States Circuit Court, and for radio check of Control Tower as aforesaid, that the sum of Twenty-five Hundred Dollars (\$2,500.00) be and the same is hereby appropriated from the Contingent Fund Appropriation to defray the costs and expenses for the purposes aforesaid; and,

BE IT FURTHER RESOLVED, that the disbursement for immediate expenses shall be paid by the Director of the Department of Revenue and Finance upon the certification by the Director of the Department of Public Affairs, as the money may be required for the payment of such expenses, and upon approval by said Director as to all bills for payment of services, expenses and costs.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Tires and Tubes and Incandescent Lamps for all

Departments, Tobacco for the Department of Public Works; Stationery for the Department of Parks and Public Property; Tar Cold Patch, Broken Stone, Refined Asphalt Cement, No. 1 and No. 3 Radial Metal Curb, Vitri-fied Pipe, Manhole Heads and Covers and Basin Heads, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, by a resolution No. 6700, dated January 31, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

STANDARD OIL COMPANY OF
NEW JERSEY, Newark, N. J.

(All Departments excepting Revenue and Finance)

Approximately 62,000 gallons Kero-sene Oil, for delivery in 55 gallon drums @ 7.1c per gal.

D. & L. OIL SALES COMPANY—
Newark, N. J.

(All Departments excepting Revenue and Finance)

Approximately 6,000 gallons Kero-sene Oil

b—for tank wagon delivery 1,000 gal. load @ .0683 gal.

c—for delivery in 25 gal. contain-ers @ .08 gal.

d—for delivery in 5 gal. containers @ .08 gal.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6542, dated January 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are

awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

**CLINTON SQUARE AUTO SUPPLY
CO—Newark, N. J.**

(Public Affairs)

One (1) or more of any or all component parts of all types of Dodge Automobiles and Trucks, and Mack Trucks, as per discounts shown on list on file in the Department of Central Purchase.

**S. H. GROSSMAN, INC.—
Newark, N. J.**

(Public Affairs)

One (1) or more of any or all component parts of all types of Dodge Automobiles and Trucks, as per discounts shown on list on file in the Department of Central Purchase.

**MACK INTERNATIONAL MOTOR
TRUCK CORPORATION—
Newark, N. J.**

(Public Affairs)

One (1) or more of any or all component parts of all types of Mack Trucks, as per discounts shown on list on file in the Department of Central Purchase.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy. Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6648, dated January 24, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

**HORN SIGNAL MFG. CORPORATION—
Newark, N. J.**

(Public Safety)

One (1) or more G. E. or approved equal 3 color one (1) way Traffic Signals, Model No. 2TA13A11 with Post Top Adapters 1½" boring @ \$39.04 each.

One (1) or more two (2) street Novellux G. E. or approved equal Timers, Model No. 2TC22E39 with hand control Model No. 4815278G2. Extra Gears L. 70, 80, 90, 110 and 120 seconds @ 153.90 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6599, dated January 17, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

STANDARD OIL COMPANY OF
NEW JERSEY—Newark, N. J.

(Public Works, Public Affairs and
Public Safety)

Approximately 530,000 gallons Regular Gasoline "Esso" to any point within the City Limits, provided however, the City may require a maximum of 50,000 gal. out of said 530,000 gallons to be delivered to points in Charlottsburg, Little Falls and Cedar Grove, all in New Jersey, at times and in quantities as directed by the City, for tank wagon and/or 50 gallon drum delivery. . . . at contractor's posted delivered consumer tank car price in effect at time and place of delivery less 66/100c per gallon, but not to exceed 7.43 per gallon.

Approximately 400,000 gallons High Compression Gasoline "Esso Extra" to any point within the City Limits, for tank wagon and/or 50 gallon drum delivery @ one and one-half cents per gallon above the price for "Esso," but not to exceed 8.93 per gallon.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6145, dated November 22, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as

determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

EVERSEAL MFG. COMPANY—
Newark, N. J.

(Public Affairs—WPA Museum Project)

Approximately 350 gal. Flat Interior
Wall Under Coat Paint (5 gal.
cans) "Everseal" @ \$1.85 gallon.

Approximately 350 gal. Flat White
Wall Paint "Everseal" @ \$1.95 gal-
lon.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6454, dated December 27, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Com-

missioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

HAGIN & KOPLIN, INC.—
Newark, N. J.

(Revenue and Finance)

One (1) Ford V-8 1940 Special Delivery Sedan with 85 H. P. Motor equipped complete with extra seat, as per specifications for \$1,250.00.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6600, dated January 17, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that

the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approximately 12,260 bags Regular Portland Cement as per specifications @ .57 bag.

Approximately 2,275 cu. yds. Concrete Sand, Section 420 Bureau of Streets Standard Spec. @ 1.20 cu. yd.

Approximately 100 cu. yds. Grade A 2½" Broken Stone @ \$1.95 cu. yd.

Approximately 313 cu. yds. Grade E ¾" Broken Stone @ \$1.95 cu. yd.

Approximately 55 cu. yds. Grade J ¾" Broken Stone @ \$2.40 cu. yd.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Resolution No. 6714-F adopted January 31, 1940, inadvertently appointing Alice Schweitzer and Beverly A. Carson, Budgetary Control Machine Operator-Stenographer in the Auditor-Treasurer's Office, Department of Revenue and Finance, stated that the date of the appointment was to be effective as of January 16, 1940, and

WHEREAS, it should have read February 1, 1940,

THEREFORE BE IT RESOLVED. That Resolution No. 6714-F be and the same is hereby rescinded and that the following resolution with the change of date be adopted in its stead:

WHEREAS, Alice Schweitzer and Beverly A. Carson have successfully passed the Civil Service examination for Budgetary Control Machine Operator-Stenographer in the Auditor-Treasurer's Office, Department of Revenue and Finance, and have been certified by the Civil Service Commission as eligible for appointment;

THEREFORE BE IT RESOLVED; That the said Alice Schweitzer and Beverly A. Carson are hereby permanently appointed to the positions of Budgetary Control Machine Operator-Stenographer in the Auditor-Treasurer's Offices, Department of Revenue and Finance, effective February 1, 1940, compensation \$1500 per annum.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the following change appearing on the semi-monthly payrolls of the Department of Parks and Public Property for the month of February, 1940, as hereinafter set forth, be and the same is hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Josephine Nestor, temporarily appointed Telephone Operator, effective February 7, 1940, for approximately two weeks, for vacation relief, at a salary of \$20.00 per week.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the Work Projects Administration a project application to provide employment for persons to be taken from the relief rolls of the City to be employed upon a project to construct a play field, consisting of soil stabilization; 1" asphaltic top with two cork applications all bonded with emulsified oil and rolled to grade; including incidental work; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$11,075.60 is contingent upon the expenditure of \$7,007.50 by the City of Newark.

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public

Property be and he is hereby authorized to expend the sum of \$7,007.50 for the purpose aforesaid, when and if the said sum of \$7,007.50 is appropriated in the 1940 budget for said purpose.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the National Youth Administration Project Application No. 119-C-99 to provide parttime employment for 65 youths between 18 and 25 years of age, to be taken from the relief rolls of the City, upon a project located in the easterly half of the first floor of the Centre Market Building, to operate a State-wide N. Y. A. Warehouse Service Project which will serve projects operating in Northern New Jersey and to store all tools, equipment, materials and supplies which are necessary for the operation of the various individual work projects throughout the State. Transfers of property between N. Y. A. projects will be carried out by this Warehouse Project; it will also maintain inventory records of all tools, equipment, materials and supplies, owned by, or in the custody of the N. Y. A. of New Jersey. The youth workers employed on this project will receive valuable training and work experience in the various types of work incident to the operation of a warehouse; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$35,450.00 is contingent upon the expenditure of \$2,500.00 by the City of Newark.

THEREFORE BE IT RESOLVED
By the Board of Commissioners of the
City of Newark that the Director of
the Department of Parks and Public
Property be and he is hereby author-
ized to expend the sum of \$2,500.00
for the purpose aforesaid, when and if
the said sum of \$2,500.00 is appro-
priated in the 1940 budget for said
purpose.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolution:

WHEREAS, the City is under and
by virtue of the relief situation en-
tering into various WPA and NYA
projects, to which financial contribu-
tions are made by the City as its
share in the cost thereof; and

WHEREAS, it is deemed expedient
that the administration of such pro-
jects shall be centered in a Division
of Work Projects allocated to a de-
partment of the City Government;
and,

WHEREAS, it is determined that
the said Division of Work Projects
shall be allocated to the Department
of Parks and Public Property; condi-
tioned, however, that all applications
for such projects shall in the first in-
stance be vested in the Board of Com-
missioners, and that no project shall
be instituted without the approval of
the Board of Commissioners; and,

WHEREAS, it is determined that
the appropriation for the contribu-
tions aforesaid shall be set up as one
item in the financial budget of the

City for the year 1940, under an ap-
propriate designation, preferably
without allocation to a particular de-
partment such appropriation to be in-
clusive of contributions that may be
deemed necessary for such projects as
have been or may hereafter be insti-
tuted during the year 1940;

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of the
City of Newark, that for the year 1940
there is hereby created the Division
of Work Projects, to administer and
supervise the projects instituted by
the Board of Commissioners under the
Work Projects Administration and the
National Youth Administration, and
which Division of Work Projects be
and the same is hereby allocated to
the Department of Parks and Pub-
lic Property; and,

BE IT FURTHER RESOLVED,
That for the purpose of the payment
of the contributions to be made by
the City as aforesaid, there shall be
contained in the annual budget for
the year 1940 an appropriation for the
same, in amount as many and shall be
determined by the Board of Commis-
sioners, and under an appropriate
designation, and preferably that the
said appropriation shall not be allo-
cated to any department; and,

BE IT FURTHER RESOLVED,
That the Board of Commissioners
does hereby retain to and for itself
the authority to approve applications
for all such projects made to the
Work Projects Administration and the
National Youth Administration.

M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne offered the following resolution:

WHEREAS, By virtue of Chapter 37, Sub-title 10 of Title 19 of the Revised Statutes of New Jersey, a "nonbinding county or municipal referendum" may be held on a question or policy pertaining to the municipality, whenever the governing body desires to ascertain the sentiment of the legal voters of the municipality, at an election to be held therein; and

WHEREAS, it may properly be held that a Primary Election is an election in the municipality for the purpose of giving opportunity to the Board of Commissioners to submit a question of policy; and,

WHEREAS, it is the desire of the Board of Commissioners to ascertain the sentiment of the legal voters of the City of Newark on the question as to how the City shall finance its contributions on WPA projects;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that in conformity with aforesaid Chapter 37, Sub-title 10, Title 19, of the Revised Statutes of New Jersey, the Clerk of Essex County be and he is hereby requested to print on the official ballots to be used at the next ensuing primary election to be held in the City of Newark, the following question:

"The Board of Commissioners of the City of Newark desires to ascertain the preference of the legal voters of Newark as to how the City shall finance its share of the costs of WPA Projects sponsored by the City of Newark. The voters will indicate his or her preference by marking a cross alongside either of the following:

FINANCE WPA costs by appropriation on the annual budget.

FINANCE WPA costs by issuance of improvement bonds."

IT IS FURTHER RESOLVED That the City Clerk is directed to deliver a certified copy of this resolution to the County Clerk and to ascertain the costs of such referendum and to advise the Board of Commissioners, and the County Clerk shall not proceed to provide for such referendum until the Board of Commissioners shall approve the appropriation for such estimated costs; and further resolved that this resolution shall be approved by the Corporation Counsel as to the legality of holding such referendum and providing for payment of costs.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

The following communications were received and read:

BOARD OF EDUCATION
31 Green Street,
Newark, New Jersey.

February 7, 1940.

Board of Commissioners
of the City of Newark, New Jersey.

Gentlemen:

At a meeting of the Board of School Estimate held Wednesday, February 7, 1940, it was decided to respectfully recommend to the Board of Commissioners of The City of Newark that the sum of Four Million and Thirty Thousand Dollars (\$4,030,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning

January 1, 1940 and ending June 30, 1940, as set forth in the attached certificate.

Yours truly,
Alfred H. Krick,
Secretary, Board of School Estimate.

RESOLVED, That the Board of School Estimate does hereby respectfully recommend to The Board of Commissioners of the City of Newark that the sum of Four Million Thirty Thousand Dollars (\$4,030,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning January 1, 1940 and ending June 30, 1940, and that Three Thousand Dollars (\$3,000) of the above amount be specifically appropriated for manual training purposes.

M. Ellenstein
Samuel Roessler
Frank Cozzoline

Voting No: Jos. M. Byrne, Jr.

BOARD OF SCHOOL ESTIMATE.

Ordered filed.

BOARD OF EDUCATION
31 Green Street
Newark, New Jersey

February 7, 1940.

Board of Commissioners
of the City of Newark, New Jersey.

Gentlemen:

At the meeting of the Board of School Estimate held February 7, 1940 it was decided to respectfully recommend to the Board of Commissioners of the City of Newark that the sum of Four Million Three Hundred and Five Thousand Dollars (\$4,305,000) be appropriated to the Board of Education for the current expenses of schools for the half year beginning

July 1, 1940 and ending December 31, 1940, as set forth in the attached certificate.

Yours truly,
Alfred H. Krick,
Secretary, Board of School Estimate.

RESOLVED, That the Board of School Estimate does hereby respectfully recommend to The Board of Commissioners of The City of Newark that the sum of Four Million Three Hundred Five Thousand Dollars (\$4,305,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning July 1, 1940 and ending December 31, 1940, and that Two Thousand Dollars (\$2,000) of the above amount be specifically appropriated for manual training purposes.

M. Ellenstein
Samuel Roessler
Frank Cozzoline

Voting No: Jos. M. Byrne, Jr.

BOARD OF SCHOOL ESTIMATE.

Ordered filed.

BOARD OF EDUCATION
31 Green Street
Newark, New Jersey.

February 6, 1940.

Mr. Harry S. Reichenstein, City Clerk
City Hall,
Newark, New Jersey.

Dear Sir:

At a meeting of the Board of School Estimate held February 9, 1939, a resolution was formally adopted recommending to the Board of Commissioners of the City of Newark that the sum of Three Hundred Two Thousand Dollars (\$302,000) be appropriated to the Board of Education of Newark in the County of Essex, for

the erection of a building to replace the former Dayton Street School, the expenditure of which was to be contingent upon the United States Housing Authority approving a Housing Project providing dwellings for a large number of families in the vicinity of the area of the intersection of Dayton Street and Frelinghuysen Avenue.

At a meeting of the Board of Education held Wednesday, January 31, 1940, the following communication was received from Mr. Neil J. Convery, Executive Director of the Housing Authority of the City of Newark, N. J.:

"In accordance with the resolution passed by the Board of School Estimate at a meeting held February 9, 1939, to the effect that the building of the Dayton Street School would be contingent upon the United States Housing Authority approving the Dreamland Park project, please be advised as follows:

"The Dreamland Park project is under construction and our contract calls for 175 dwelling units to be completed during the month of July, 1940; 175 dwelling units to be completed during the month of September, 1940, and the balance to be completed by the first of the year 1941. This will provide a total of 584 families on the site.

"We would therefore appreciate it very much if your Honorable Board will present the matter of a new school to the Mayor and Commissioners of the City of Newark."

After due consideration of this matter, I was directed to request you to bring this matter before the Board of Commissioners of the City of Newark at its meeting to be held Wednesday, February 7, 1940, so that the recommendation of the Board of School Estimate may be approved by

your Board, the necessary Ordinance approved and a sum sufficient to cover the down payment on the bonds may be included in the City's Budget for the year 1940.

Very truly yours,
Alfred H. Krick,
Secretary to the Board.

Ordered. filed.

BOARD OF EDUCATION
31 Green Street,
Newark, New Jersey.

February 7, 1940

Board of Commissioners
of the City of Newark, New Jersey.

Gentlemen:

At the meeting of the Board of School Estimate held Wednesday, February 7, 1940, it was decided to respectfully recommend to the Board of Commissioners of the City of Newark that an appropriation of Two Hundred and Ninety-eight Thousand Dollars (\$298,000) be made and placed to the credit of the Board of Education in the County of Essex for altering, enlarging, repairing and furnishing a school house within the said city and school district as set forth in the attached certificate.

Yours truly,
Alfred H. Krick,
Secretary, Board of School Estimate.

RESOLVED, That the request of the Board of Education of Newark in the County of Essex for an appropriation for altering, enlarging, repairing and furnishing a school house in said City and School District, be and it hereby is approved as to the items hereinafter mentioned, and that the Board of School Estimate hereby fixes and determines the amount necessary for such purpose or purposes to be as follows:

**Alterations and Improvements
Belmont Avenue School—**

Major alterations, improvements and repairs to present building to convert the structure to meet with high school requirements, including major alterations and improvements such as structural steel work, remodeling the building practically throughout, including new lavatories, kitchen, cafeteria, home economics room, stock room, principal's office, nurse's and teachers' rooms, an entirely new gymnasium, etc., including architect's fees and contingencies\$273,000

Equipment

For Belmont Avenue School\$25,000

SUMMARY

Alterations and Improvements	\$273,000
Equipment	25,000
Total	\$298,000

and be it further

RESOLVED, That the Board of Commissioners of the City of Newark be and it hereby is respectfully requested to appropriate the sum of Two Hundred and Ninety-eight Thousand Dollars (\$298,000) to the Board of Education of Newark in the County of Essex for the purpose as set forth in the foregoing statement.

M. Ellenstein
Samuel Roessler
Frank Cozzoline

Voting No: Jos. M. Byrne, Jr.

Board of School Estimate.

Ordered filed.

Mayor Ellenstein: I want to draw it to the attention of Director Murphy

to provide for bonds in the budget for these two items the Board of School Estimate has passed, a total of \$600,000.

Commissioner Murphy: Have they approved them today?

Mayor Ellenstein: Yes, and it has to be provided for, \$600,000. That is the school adjoining the Housing Authority on Frelinghuysen Avenue and the repair and the alteration of the Belmont Avenue School, a total of \$600,000.

Mayor Ellenstein offered the following resolution:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioner of the City of Newark that the following structure or use be allowed:

Application of Peter D'Amato, owner, for the establishment and operation of an electrical research laboratory in a 3rd residence district; premises 242-246 Lincoln Avenue; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board,

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment
City Hall,
Newark, New Jersey

February 6, 1940.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40:55-3) Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

627-633 Frelinghuysen Avenue, Newark Buick Corporation; in a 1st industrial district the establishment and operation of an automobile sales station; same to be operated and maintained in conformity with the rules of this Board, such use to be limited to the period of one year;

*55-57 Commercial Street; Raymond Boulevard Realty Co., owner; renewal of permit for two gasoline pumps in automobile parking station; such use to be limited to the period of one year ending January 25, 1941.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

Ordered filed and a copy furnished each Commissioner.

Mr. Stanton: There are two matters which can be acted on today; there is no objection.

Mayor Ellenstein: Renewals or new ones

Mr. Stanton: New ones.

Mr. Rankin: This isn't a renewal, but there is a request for a suspension. We had one objection a week ago, but that has been withdrawn.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these two cases — application of Raymond Boulevard Realty Co., automobile parking station, 55-57 Commercial Street; and Newark Buick Corporation, establishment and operation of an automobile sales station, 627-633 Frelinghuysen Avenue.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raymond Boulevard Realty Co., Inc., owner; for the renewal of permit for two gasoline pumps in automobile parking station; premises 55-57 Commercial

Street; such use to be limited to the period of one year ending January 25, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Office the said Board after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Newark Buick Corporation, (Antonio Russo, owner); for the establishment and operation of an automobile sales station in a 1st industrial district; premises 627-633 Frelinghuysen Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein: In accordance with the agreement there will be no voting on the candidates to fill the vacancy. So a motion to adjourn is in order.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN
JOSEPH M. BYRNE, JR.
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 14, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Murphy: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of Meeker Street from a line parallel to and distant 240.50 feet, measured easterly at right angles from the easterly line of Frelinghuysen Avenue, 596.17 feet southeasterly to the terminus of said Meeker Street.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That Meeker Street from a line parallel to and distant 240.50

feet, measured easterly at right angles from the easterly line of Frelinghuysen Avenue, 596.17 feet southeasterly to the terminus of said Meeker Street, as shown on map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1445-V, dated January 30, 1940, shall be vacated as a public street or highway.

Under and by virtue of the provisions of Section 1, sub-division (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto. (R. S. of N. J. 40:67-1).

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that February 28th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby di-

rected to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof, adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of the City of Newark, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Mayor Ellenstein: There being but three Commissioners in attendance, I will entertain a motion that it be deferred for one week.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Thousand Two Hundred Seventeen Dollars and One Cent (\$1,217.01) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayments	
Comptroller	\$1,042.78
Reserve for Overpayments	
Tax Receiver	174.23
	<hr/>
	\$1,217.01

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-one Thousand Four Hundred Fifty-six Dollars and Three Cents (\$51,456.03) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 61.12
Auditor's Office	30.00
Tax Board	1,169.00
Fire and Police Pension	
Fund	50,000.00
W. P. A. Tax Revaluation	
Project No. 5406-7	195.91
	<hr/>
	\$ 51,456.03

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Thousand, Five Hundred Eight Dollars and Nineteen Cents (\$1,508.19) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 731.71
Police Division	776.48
	<hr/>
	\$1,508.19

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixteen Thousand Seven Hundred Eighty-three Dollars and Ninety-seven Cents (\$416,783.97) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Direct

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, One Hundred Eighty-four Dollars and Twenty Cents (\$3,184.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending February 7th and February 10th, 1940, as follows:

Shade Tree	\$1,920.20
Public Buildings	1,264.00
	<hr/>
	\$3,184.20

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Thousand Six Hundred Six Dollars and Thirty-eight Cents (\$2,606.38) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 6926-7)	\$2,117.00
Sewer Construction (WPA Project 6951-7)	489.38
	<hr/>
	\$2,606.38

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Fifty Dollars (\$850.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$850.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-nine Thousand, Three Hundred Eighty-two Dollars and Forty-nine

Cents (\$39,382.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending February 7, 1940:

Newark Airport	\$ 2,085.45
Bureau of Motors	2,648.03
Bureau of Streets	1,731.69
Bureau of Sewers	913.93
House Sewer Connections	369.33
Bureau of Street Cleaning	21,513.37
Street Construction	242.85
Bureau of Docks	819.60
Bureau of Water	9,058.24
	<hr/>
	\$ 39,382.49

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Dollars (\$400.00) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction
(WPA Project 4813-7)\$400.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The following communication was received and read:

H. L. ALLEN & COMPANY,
100 Broadway,
New York.

February 13, 1940.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

The undersigned is the holder of the outstanding \$30,000 School Bonds of The City of Newark, New Jersey, dated August 1, 1921, payable August 1, 1944, bearing interest at the rate of five and one-half per centum (5½%) per annum, payable semi-annually on February 1st and August 1st in each year, and consisting of thirty bonds of the denomination of \$1,000 each, numbered from 1321 to 1350, inclusive, issued pursuant to an ordinance duly adopted by the Board of Commissioners of The City of Newark on June 14th, 1921. The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of the Conversion Certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
H. L. Allen & Co.
By: Walter H. Stohl

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of the City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of a Conversion Certificate on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request: NOW, THEREFORE,

ME IT RESOLVED By the Board of Commissioners of The City of Newark that the Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$30,000 School Bonds of The City of Newark, New Jersey, dated August 1, 1921, payable August 1, 1944, bearing interest at the rate of five and one-half per centum (5½%) per annum, payable semi-annually on February 1st and August 1st in each year, and consisting of thirty bonds of the denomination of \$1,000 each, numbered from 1321 to 1350, inclusive, issued pursuant to an ordinance duly adopted by the Board of Commissioners of The City of Newark on June 14th, 1921.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and di-

rected to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds, and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the facsimile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it has been duly reissued pursuant to a resolution duly adopted by said Board on the 14th day of February, 1940, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, A. F. Herbory is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, A. F. Herbory was the owner of record of premises known and designated as Block 3571, Lots 20, 21, 450-452 Jelliff Avenue, Newark, New Jersey, which was assessed at a valuation of \$8,200.00, tax \$373.10;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said A. F. Herbory be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 3571, Lots 20, 21, 450-452 Jelliff Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, John Dotolo is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, John Dotolo was the owner of record of premises known and designated as Block 4187, Lot 8, 389 Sandford Avenue, Newark, New Jersey, which was assessed at a valuation of \$1,900.00, tax \$86.45;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said John Dotolo be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 4187, Lot 8, 389 Sandford Avenue, Newark, and that the Receiver be and he is hereby author-

ized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS Ray D. Post is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Ray D. Post was the owner of record of premises known and designated as Block 836, Lot 10, 92 Sylvan Avenue, Newark, New Jersey, which was assessed at a valuation of \$2,300.00, tax \$104.65;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Ray D. Post be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 836, Lot 10, 92 Sylvan Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Lawrence S. Sliker is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00, from the assessed value of

his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Lawrence S. Sliker was the owner of record of premises 147 Second Street, Block 1883, Lot 62, Newark, New Jersey which was assessed at a valuation of \$2,300.00, tax \$104.65;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Lawrence S. Sliker be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 1883, Lot 62, 147 Second Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Saul C. April is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Saul C. April was the owner of record of premises 273-275 Prince Street, Block 2566, Lot 25, Newark, New Jersey, which was assessed at a valuation of \$17,000; tax \$773.50;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Saul C. April be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2566, Lot 25, 273-275

Prince Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS it appears that on both February 15th and February 21st, 1934, snow was cleaned from public sidewalk areas in front of vacant lands on Parker Street by the City of Newark more than 12 hours of daylight after the same had fallen thereon;

AND WHEREAS it appears that snow was cleaned, without notice to the owner, from the sidewalk in front of 450-452 Parker Street, though at that time a building was under construction at such location, and a charge of \$4.46 for such work was made against Eugene McOuat, owner of the said abutting property;

AND WHEREAS, it was not the policy of the City at that time to remove snow or ice from sidewalks in front of improved property without first serving a notice of intention to do so upon the owner thereof, and such value was not given;

THEREFORE, BE IT RESOLVED That the charge of \$4.46, with accrued interest against Eugene McOuat, 450-452 Parker Street, made for snow removal performed February 15th, and February 21st, 1934, at such location be and the same is hereby cancelled.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, The Director of Relief has selected a new location for the Clinton Hill District Office, and has received an offer of the premises at 347-351 Springfield Avenue, for a period of one year, commencing March 1, 1940; and,

WHEREAS, the Director of the Department of Public Works has approved the selection made by the said Director of Relief;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works of The City of Newark be and he is hereby authorized to enter into a lease with the United Saving Bank, mortgagee in possession, for the entire second floor in the building located at 347-351 Springfield Avenue, for a period of one year, commencing March 1, 1940, and terminating February 28, 1941, for the annual rental of Twenty-two Hundred Dollars (\$2,200.00), payable in equal monthly installments of One Hundred and Eighty-five Dollars (\$185.00) in advance, on the first day of each and every month; lease to be in form and substance as approved by the Law Department.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Board of Commissioners, under Resolution No. 6727-F, adopted January 31, 1940, did authorize the Director of the Department of Parks and Public Property to advertise for bids for the leasing of the basement of Center Market Building, 80-92 Mulberry Street; and

WHEREAS, the said Director did advertise and did receive bids on February 13, 1940; and

WHEREAS, the said Director has determined that the Tube Garage Company, with a bid of One thousand and twenty-five dollars (\$1,025.00) per month, for each month of the three-year period, is the highest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a lease with the Tube Garage Company for the premises in basement of Center Market Building, being 80-92 Mulberry Street, at a rental of One thousand and twenty-five dollars (\$1,025.00) per month, for each month of the three-year period, according to the specifications on file in the office of the said Director; lease to be in form and substance as approved by the Law Department, and to contain a thirty-day recapture clause.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, by resolution No. 6728, adopted January 31, 1940, the Board of Commissioners did desire the Director of the Department of Parks and Public Property to readvertise for bids for the leasing of the premises at 1048-78 Raymond Boulevard, in accordance with specifications on file in his office; and

WHEREAS, the said Director did advertise and did receive bids on February 13, 1940, and the Triangular Realty Company, Inc., bid the sum of Eighteen thousand seven hundred and sixty dollars (\$18,760.00) per year, for a three-year period; and

WHEREAS, the Director of the Department of Parks and Public Property has determined that the said bidder is the highest responsible bidder, there being only one bid submitted;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a lease with the said Triangular Realty Company, Inc., for the aforesaid premises, at the annual rental of Eighteen thousand seven hundred and sixty dollars (\$18,760.00), for a three-year term, according to the specifications on file in his office; lease to be in form and substance as approved by the Law Department, and to contain a thirty-day recapture clause.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for furnishing and installing hot water tank for the Bureau of Baths (Morris Avenue Bathhouse) of the Department of Public Works.

Bids to be received on such date and at such time as said Director shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Spiral Steel Welded Pipe, and admixture for cement mortar, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board

of Commissioners of the City of Newark, New Jersey, by a resolution No. 6262 dated December 6, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

QUAKER CITY RUBBER COMPANY—Philadelphia, Pa.

(Public Safety)

10,000 ft. more or less (200 50' lengths) 2½" cotton covered rubber lined hose @ .57 foot.
(Special double jacket coupled).

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No.

6319 dated December 13, 1939, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

S. H. GROSSMAN, INC.—
Newark, N. J.

(Public Affairs)

One (1) or more 1940 Dodge special business coupes @ \$796.50 each.

One (1) or more 1940 2-ton Dodge trucks with special combination express bodies @ \$1,988.50 each.

One (1) or more 1940 Dodge $\frac{1}{2}$ -ton trucks with panel bodies @ \$789.75 each.

One (1) or more 1940 Dodge $\frac{1}{2}$ -ton trucks with pick-up bodies @ \$664.50 each.

One (1) or more 2-ton Dodge trucks with Heil 2 $\frac{1}{2}$ yard combination dump body @ \$1,994.80 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6491 dated January 3, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

R. R. BRANT COMPANY—
Newark, N. J.

(Public Safety)

One (1) combination counter and filing cabinet, as sketch on file in the Department of Central Purchase for \$695.00

(Art Metal — to match present equipment).

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6542 dated January 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Dry goods and household supplies for the various institutions in the Department of Public Works for a six (6) months' period, to the following named firms in the amounts set opposite their respective names:

Approximate	
Armour & Company	\$ 276.71
Barr Brothers	1,675.29
L. I. Binder	2,523.47
Combined Kitchen and	
Restaurant Equipment Co. ..	245.17
Fisher Cohen Company	4,776.35
Herman Kusey Company	1,392.50

Laundry Products Company....	22.45
Proctor & Gamble Company	340.00
Sanifect Company	1,210.63
I. Simon & Sons	1,810.70
Unfried Barkhorn Company	1,377.86
C. G. Winans Company	1,031.40

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark desiring to advertise the advantages of The City of Newark, and for which appropriation is made in the annual municipal budget; and

WHEREAS, there will be held in the City of Newark on March 17th, 1940, a public assemblage and parade under the auspices of the St. Patrick's Day Parade Committee of New Jersey, and a great number of persons from New Jersey and adjacent municipalities and states will come to the City of Newark on the aforesaid occasion; and

WHEREAS, the said St. Patrick's Day Parade Committee of New Jersey will publish and distribute a program book of the parade and exercises to be conducted on the said date; and

WHEREAS, it is deemed appropriate to advertise the advantages of The City of Newark in the said program book;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that an advertisement of the advantages of The City of Newark be published in the program book of the St. Patrick's Day Parade Committee of New Jersey, to be published and distributed in connection with the public parade and

exercises to be held on March 17th, 1940, in the City of Newark; and

BE IT FURTHER RESOLVED, that the sum of Five hundred dollars (\$500.00) be and the same is hereby appropriated for payment of the cost of said advertisement; to be paid out of the annual appropriation for advertising the advantages of The City of Newark; and the Director of the Department of Parks and Public Property be and he is hereby authorized to furnish copy and to supervise the insertion of said advertisement; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make payment of the said sum of Five hundred dollars (\$500.00) for the purpose aforesaid, upon approval of the payment by the Director of the Department of Parks and Public Property.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the National Youth Administration Project Application No. 229-Q-41 to provide part-time employment for 64 youths between 18 and 25 years of age, to be taken from the relief rolls of the City, upon a project located in the easterly half of the first floor of the Centre Market Building, to operate a State-wide N. Y. A. Garage Storage Project; this project will store and furnish the transportation facilities as required for all N. Y. A. Projects in operation throughout the State; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$13,225.00 is contingent upon the expenditure of \$1,250.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$1,250.00 for the purpose aforesaid, when and if the said sum of \$1,250.00 is appropriated in the 1940 budget for said purpose.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the National Youth Administration project application No. 232-3E-02 to provide part time employment for 46 youths to be taken from the relief rolls of the City of Newark to be employed upon a fence construction project at the Newark City Cemetery; and

WHEREAS, the contribution requested by the National Youth Administration for said project amounting to \$3,185.00 is contingent upon the expenditure of \$1,500.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$1,500.00 for the purpose

aforesaid, when and if the said sum of \$1,500.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on August 9, 1939, the Board of Commissioners of the City of Newark, on the recommendation of the Board of Adjustment dated August 8, 1939, adopted a resolution approving the construction and operation of a gasoline station including lubritorium on premises 520-526 Ferry Street; and

WHEREAS, the Board of Commissioners of the City of Newark, by a resolution dated November 29, 1939, granted an extension of time for the commencement of construction work under this permit for a period ending February 9, 1940; and

WHEREAS, the applicant, Thomas Niemiec, was unable to proceed with the construction within the allotted time; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that a further extension of three months be granted to the said Thomas Niemiec, or his assigns, for the commencement of the aforesaid work, said extension to expire May 9th, 1940.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., February 13, 1940.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40;55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

489-495 Frelinghuysen Avenue; Lester Genser; in a 1st industrial district the construction of gasoline station; lubritorium and automobile laundry, and sale of automobiles and automobile supplies; the gasoline station, lubritorium and automobile laundry to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; and to be limited to the period of two years on condition that said station is operated and maintained in conformity with the rules of this Board, that all cars be stored in the rear of 489-495 Frelinghuysen Avenue on a line south and west of the proposed office and lubritorium and that there be no wrecking or demolishing of cars on the premises (No objectors).

303-307 Elizabeth Avenue; White Castle System, Inc.; in a 1st industrial district the establishment and

operation of an automobile parking station for customers; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of two years (No objectors).

Respectfully submitted,

Board of Adjustment

R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of February 14, 1940.)

Received, copy to be sent to each Commissioner and further action postponed to February 21, 1940.

Mayor Ellenstein: In view of the absence of Director Franklin, according to the arrangement between the City Commissioners, there will be no balloting on candidates to fill the va-

cancy in the Newark City Commission.

A motion to adjourn is in order.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE, JR.
VINCENT J. MURPHY.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 16, 1940.

A special meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 1:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the call for the meeting as follows:

THE CITY OF NEWARK,
NEW JERSEY
Meyer C. Ellenstein,
Mayor

February 15, 1940.

Mr. Harry S. Reichenstein,
City Clerk,
Newark, New Jersey.

My dear Mr. Reichenstein:

Please call a Special Meeting of the Board of Commissioners for tomorrow, February 16, at 1:30 P. M., for the purpose of considering proposed lease between the City of Newark and the Brewster Aeronautical Corporation.

Very truly yours,
M. C. Ellenstein,
Mayor.

Ordered filed.

The City Clerk then read the notice of Special Meeting sent to each Commissioner, as follows:

Office of The City Clerk,
City Hall,
Newark, N. J.

February 15, 1940.

Dear Sir:

There will be a special meeting of the Board of Commissioners, on Friday afternoon, February 16th, at 1:30 o'clock, in the Commissioners' Chamber, for the purpose of considering proposed lease between the City of Newark and the Brewster Aeronautical Corporation.

By order of the Mayor.

Very truly yours,
H. S. Reichenstein,
City Clerk.

Ordered filed.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the resolution which is the order of business of the Special Meeting.

The Clerk then read the resolution as follows:

WHEREAS, The Brewster Aeronautical Corporation of Long Island City, New York, has submitted a proposal to rent all three portions of the new hangar and its lean-tos at the Newark Airport under the usual terms and conditions and with certain provisions outlined in said proposal; and,

WHEREAS, the said proposal was presented by the Mayor and Director of the Department of Public Affairs to the Newark Industrial Commission, which said Commission, by resolution adopted February 13, 1940, recommended to the Newark City Commission that the said proposal be modified and accepted in modified form; and,

WHEREAS: The Board of Commissioners of the City of Newark at a conference held February 15, 1940, proposed certain changes in Paragraph 12 of the said proposal, and suggested clarification of language with respect to other provisions therein contained; and,

WHEREAS: The Board of Commissioners has ascertained that the said Brewster Aeronautical Corporation now has orders constituting a present business back-log of approximately \$22,000,000.00, which will necessitate the hiring of large numbers of people, and that the said corporation has submitted as evidence of its good faith its check for \$20,000.00 to be applied on account of said lease; and,

WHEREAS the Board of Commissioners of the City of Newark deem it advantageous to the City to accept the proposal of the Brewster Aeronautical Corporation, as recommended and modified by the Newark Industrial Commission, and as modified by the Newark City Commission in conference;

NOW THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the proposal and offer of the Brewster Aeronautical Corporation as modified in its terms and conditions and provisions, according to the suggestions of the Newark Industrial Commission and the Newark City Commission, be, and the same is hereby accepted, and the Director of the Department of Public Affairs and the City Clerk be, and they are hereby

authorized to execute a lease with the aforesaid Brewster Aeronautical Corporation, according to the terms, conditions and provisions of the above mentioned proposals, as modified by the Newark Industrial Commission and the Newark City Commission in conference, the said lease to contain, in addition to the usual provisions for the protection of the respective parties, the terms and conditions as the same are set forth in Schedule A, annexed hereto and made a part of this resolution, which said lease shall, in its final form, be approved in form and substance by the Newark City Commission, and by the Corporation Counsel of the City.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

* * *

SCHEDULE A

This Schedule contains terms, conditions and provisions which are to be incorporated in clear and concise language in the lease to be prepared and executed as provided in the within resolution.

These terms, conditions and provisions shall be contained in the said lease in addition to the usual and common provisions for the protection of the respective parties.

1. The lease shall be for a period of one year with the right of the Brewster Aeronautical Corporation, hereinafter referred to as the Lessee or as the Tenant, to renewal options for two successive periods of one year each, followed by two further successive periods of five years each.

2. The annual rental for all of the period mentioned in Paragraph 1 shall be at the rate of 20c per square foot.

3. The Tenant agrees that the City of Newark, hereinafter referred to as

the City, shall at any time during the term of the lease, and upon six months notice given in writing by the City, have the right to move the tenant from the premises herein leased into another building on the Airport erected by the City for such purpose, the expense of moving to be borne by the Tenant.

Any building so erected shall be constructed to the Tenant's specifications and requirements.

The rental charge for such building in such event shall be 25c per square foot per year.

4. The City agrees that at any time during the Tenant's occupancy of the hangar that it, the City, will construct promptly upon request, and at its expense, and to Tenant's specifications, a balcony or balconies for which the Tenant shall pay an additional annual rental at the rate of 20c per square foot, provided, however, that the building will not by such addition be injuriously affected, and subject to mutual and equitable agreement between the City and the Tenant at the time of the request above mentioned.

5. The City will guarantee to have bus line transportation maintained to the field adequate for the needs of Tenant's employees.

6. The City will protect the buildings of the Tenant with adequate police protection.

7. The City agrees that during the Tenant's occupancy, it will give to tenant reasonable use of the Airport for testing purposes, provided such use shall not unduly interfere with the use of the Airport for commercial aviation, and the City will provide normal egress and access to the property leased to Tenant.

8. The tenant shall have the right to erect identifying signs upon the

hangar, provided, however, that in this respect, and also with respect to all other provisions of the lease, the Tenant will comply with all Federal, State and Municipal laws and ordinances.

9. The City will provide, without charge, at a proper place designated by it, adequate parking facilities for the exclusive use of the Tenant's employees during the period of the lease, it being understood that the Tenant will not permit public parking on such space, nor charge for parking upon it.

10. Tenant is to have complete occupancy of the hangar by March 1, 1940.

In lieu of the City making requested alterations at its expense, as set forth in Tenant's proposal, it is agreed that the Tenant shall have the privilege of making certain alterations necessary to modify the hangar for industrial use, and in such event the City will allow as a credit on rentals due on allowance up to \$35,000.00 against these expenditures, provided that the tenant shall expend a minimum of \$70,000.00 on these improvements, and provided further that if the alterations as actually made to the building by the Tenant are found to cost less than \$70,000.00, the City's share, or the sum of money allowed by the City as an off-set against rent, shall be proportionately reduced.

11. For two years after the execution of the lease by the City and the Tenant, the Tenant shall have an option to rent all or any part of ten acres of land in the Airport immediately adjacent to and west of the hangar as the same shall be set forth and designated on a blue print or survey to be annexed to and made a part of the lease.

The Tenant shall have the right to rent or lease this land for a period of forty years at a rental of \$500.00

per acre per year, provided that this option shall terminate if the lease of the hangar and appurtenances shall terminate prior to the expiration of the two year option period, unless the Tenant shall have constructed new buildings of the type contemplated in Paragraph 12 upon the land leased under such option.

12. The City agrees with the Tenant that if the Tenant exercises its option to lease the said ten acres mentioned in Paragraph 11, or so much thereof as is necessary, and upon said land constructs a building with square footage at least approximately equal to the square footage of the hangar, such building to cost not less than \$250,000.00, and the work on such building to be commenced within six months after the cancellation notice herein mentioned, and if the Tenant agrees in its lease of said land that all of the terms, covenants and conditions of this lease of the hangar, which are beneficial to the City, and which can be at all applicable to the lease of the said acreage, be made a part of the lease of said acreage, then and in that event the Tenant shall have the right to cancel the lease on the hangar upon six months notice in writing to the City.

It is understood and agreed that the City will use its best efforts to induce the Newark Industrial Commission to float a bond issue to finance seventy-five per cent (75%) of the cost of such building or buildings at an average interest rate of three per cent per annum.

The City agrees with the Tenant that during the forty year term of the lease to the acreage, if it be made, and during the term of this lease, there will be imposed no taxes on land or buildings, or on any machinery or equipment affixed thereto in such a way, and with such intent as to make it a part of the realty, nor on any of the Tenant's bank accounts in the City of Newark, and that the

City will save the Tenant harmless from any litigation in connection with said taxes.

The City agrees that at any time during the period of said leases, the Tenant shall have the right to purchase said land at its present value per acre, to be established by mutually satisfactory independent appraisals it being understood that the rental of \$500.00 per acre is not to be used as a criterion of value.

13. The Tenant represents to the City that its present back-log of business, based upon non-cancellable contracts, is approximately \$22,000,000.00 and, based upon such business and subject only to conditions beyond Tenant's control, the Tenant guarantees the City that during the first two years of this lease it will employ a minimum of 1,500 people, which represents a pay roll of approximately \$2,125,000.00 annually.

The Tenant further agrees that as far as it may be possible and practicable, the employees of the Tenant will be drawn from the relief rolls of the City of Newark, and where that is not possible preference will be given to residents of the City of Newark.

14. It is agreed that the cost of adequate insurance, and normal maintenance of the buildings leased be at the expense of the Tenant.

15. Brokerage commissions shall be payable by the City, but only out of rentals received.

* * *

Mayor Ellenstein: I want to say to the City Commission that I have been in communication with executives of the Brewster Aeronautical and read the proposed changes as a result of the conference of the City Commission yesterday afternoon and early evening, and they informed me that if we submit a certified copy of the

resolution passed by the majority of the City Commission, they would take it under advisement; and since this was in the form of a counter-proposal, if they decided to accept, they would have an acceptance in my hands either this evening or early tomorrow morning. That is the status of that. I made not no definite commitments as to the acceptance. They said they would give it consideration, and that they gave me after considerable persuasion on my part.

Deputy Director Masini: May I say something for Director Byrne? He is on his way over.

"Since the Brewster proposal is of such importance to the City of Newark, I am not ready to vote or pass judgment on the proposition today.

"However, since the majority of the Commissioners have expressed their approval of the negotiations, I reserve the right to vote yes or no when the Brewster Company has accepted same, and when the lease is offered to the City Commission in its final form."

He will be here maybe before the meeting is over.

Mayor Ellenstein: Are we ready to vote on the resolution?

Commissioner Murphy: Of course, I haven't checked over those things. I take it for granted they are in line.

Mayor Ellenstein: If you want to check it over, all right. If you want to take the Corporation Counsel's statement—

Mr. O'Brien: What I did was to take the proposal of the Brewster Aeronautical, eliminating from that the parts that were eliminated by modification by the Industrial Commission or the City, and then brought up the Schedule containing all that had been agreed upon.

I think it would be wise to check it over.

Commissioner Murphy: It will only take a minute.

Mayor Ellenstein: All right. Here is the original proposal.

Commissioner Murphy: I have got a copy of the whole thing.

Mayor Ellenstein: For the purposes of the record and in pursuance of the general understanding had at the last Commission conference, I want to say that it is understood by the members of the City Commission, and the question was raised by Commissioner Franklin at the conference yesterday, that this rental basis is not predicated upon land values, but the Commission gave full consideration to the number of people that would be employed there and the spending power that would be created in the City and the opportunity of finding employment for the large army of unemployed — at least, part of the large army of unemployed we have in our city. And that was the consideration that prompts the City Commission in the approval of this proposal.

Commissioner Franklin: With respect to the \$500. per acre in the Airport area.

Mayor Ellenstein: In the option.

(Discussion off the record between Director Murphy, Corporation Counsel O'Brien, and Deputy Director Cozzolino, out of hearing of the stenographer.)

(Commissioner Byrne entered the council chamber at 2:43 P. M.)

At 2:59 P. M.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the resolution was declared adopted by the following votes:

Yes: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Mayor Ellenstein: The resolution is carried.

Commissioner Murphy: Mr. Mayor, I just want to make a short statement that I would like to have the Commission—I would like to have the Corporation Counsel take into consideration, and which I will present and send to each member of the Commission a copy of a resolution — whether it has to be revised or not — seeing what we can do, through the compromise procedure of trying to bring in whatever portion we can of about \$15,000,000 of outstading taxes in arrears.

There was a question about compromise some time ago. Now, I think if something can be worked out whereby this Commission can agree in certain justifiable cases—

Mayor Ellenstein: That is a subject removed from the subject of this Special Meeting.

Commissioner Murphy: I only want to say I want to notify you I want to send you a letter on this for your consideration so we can have a conference, if necessary, on it.

Mayor Ellenstein: That is right.

Commissioner Murphy: Sooner than having it hanging around here I would like to have a conference on it.

Mayor Ellenstein: I think that meets with the approval of all the Commission.

Commissioner Murphy: There we can help a lot of the taxpayers.

Mayor Ellenstein: Suppose you do that.

I will entertain a motion to adjourn.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN

PEARCE R. FRANKLIN

VINCENT J. MURPHY

JOS. M. BYRNE, JR.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 21, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the regular meeting of February 14th, and the Special Meeting of February 16th, 1940.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin presented the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4 of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in The City of Newark,' adopted July 1, 1931", adopted September 14, 1938.

The Board of Commissioners of the City of Newark Do Ordain:

Section 1. That Section 4 of an Ordinance entitled: "An Ordinance to amend Section 4 of an Ordinance entitled: 'An Ordinance regulating the

sale and distribution of Milk, Cream and Milk Products, in the City of Newark,' adopted July 1, 1931, adopted September 14, 1938, be and the same is hereby amended to read as follow.

"Section 4: Governing the Sale and Distribution of Milk, Cream and Milk Products.

SUBDIVISION I: LICENSE.

(A) No person, firm or corporation shall pasteurize, process or produce or sell or offer or expose for sale, or have in possession for sale or delivery in the City of Newark, any milk, cream or milk products, without first having obtained a license for such sale or delivery. The number of such licenses to be issued in the City of Newark by the Department of Health shall not exceed one for every 1100 residents of the City.

(B) Said license shall be issued in the name of such applicant by the Department of Health of the City of Newark only after and upon full compliance with the provisions of this ordinance, and for the calendar year or remainder of the year wherein the said license is granted, and shall expire on the last day of said year. Said license shall not be transferable unless a written request is filed with the Department of Health and the written consent to such transfer is given by the Department of Health.

(C) Every applicant obtaining a license for the sale or distribution of milk, cream or milk products in the City of Newark shall pay a fee of two dollars (\$2) for such plant, store, station, vehicle or wagon, used for the sale or distribution of milk, cream or milk products in the City of Newark,

by said applicant. Said license shall entitle the holder thereof to sell or deliver the particular grade of milk, cream or milk products for which it is issued. Should the licensee desire to sell or deliver other grades of milk, cream or milk products, from such plant, store, station, vehicle or wagon, additional licenses shall be obtained for each additional grade of milk, cream or milk products, and an additional fee of fifty cents (50c) shall be paid for each different grade of milk, cream or milk product, before any such additional license is granted; provided, however, all provisions of this ordinance are fully complied with. Only one such additional fee of fifty cents (50c) shall be charged for each additional grade of milk, cream or milk product regardless of the number of plants, stores, stations, vehicles or wagons of such licensee.

(D) Upon the granting of every such license, the Department of Health shall furnish to the licensee one sign for each plant, store, station, vehicle or wagon used by such licensee upon the payment of a license fee of two dollars (\$2.). No more than one such sign shall be issued to an applicant except upon the payment of an additional fee of two dollars (\$2.), for each sign in excess of the one issued as aforesaid. Such sign shall be conspicuously placed upon the right hand side of each wagon or vehicle, and in the case of a store, plant or station, shall be placed conspicuously above the counter and such sign shall not be removed therefrom until the expiration or other termination of said license.

(E) No plant, store, station, vehicle or wagon shall be operated for the sale or delivery of milk, cream or milk products in the City of Newark except under the license required by this ordinance.

SUBDIVISION 2. APPLICATION FOR LICENSE, PROCEDURE, REFUSAL.

(A) No license shall be granted for the sale or delivery of milk, cream or milk products within the City of Newark, unless there shall be first filed with the Department of Health of the City of Newark a written application setting forth answers to the following questions:

1. Name of applicant for license;
2. Business address of applicant;
3. Grade of milk, cream or milk product to be sold under license applied for;
4. Whether or not applicant has a license for sale or delivery of milk, cream or milk products in any other municipality or locality; and, if so, Where?
5. Whether or not applicant has ever held a similar milk dealer's license in the City of Newark or elsewhere, and whether or not such license was ever revoked;
6. Whether or not the applicant has ever been convicted of a crime involving moral turpitude;
7. Whether or not the applicant has had any knowledge of and experience in the care, handling, sale and delivery of milk, cream or milk products; and, If so, state such experience;
8. Whether or not the applicant is familiar with the laws of the State of New Jersey, Ordinances of the City of Newark and rules and regulations of the State and the City of Newark pertaining to the sale or distribution of milk, cream or milk products;

9. Whether or not the applicant has a storage place for storing milk, cream and milk products at 50° Fahrenheit, or lower, before its delivery; and state location thereof.

10. Whether or not the applicant has a delivery plant, store, station, vehicle or wagon, so constructed as to prevent dirt, dust, flies, bugs or any unhealthful or injurious or foreign matter from contacting or contaminating such milk, cream or milk products, or containers wherein the same are contained.

11. Whether or not the applicant has a plant, store, station, vehicle or wagon, so constructed that ice or refrigeration can be at all times provided in and on said milk, cream and milk products to keep the temperature of such milk, cream and milk products, which being delivered or sold at 50° Fahrenheit.

12. State the name and place of business of the person, firm or corporation to furnish the applicant with milk, cream and milk products during the period of said license.

(B) The written answers of the applicant as more particularly set forth in subdivision 2, Paragraph (A) of this ordinance, shall be filed with the Department of Health of the City of Newark, and examined by said Department, and subsequently forwarded to the Director of the Department of Public Works, who is hereby authorized to issue or refuse said license. It shall be the duty of the Director of Public Works, in order to safeguard the public health, to carefully inquire into the fitness, experience, requirements and qualifications of each applicant and to determine whether or not, in his opinion, the license may be granted.

(C) In the event the Director of the Department of Public Works shall refuse said license, he shall so notify the applicant by letter addressed to the applicant's address giving the reason for such refusal. The applicant may apply to the Director of the Department of Public Works for a hearing on such refusal, providing such application is made within ten (10) days of mailing of notice of the refusal. At said hearing the applicant may produce such testimony or information to disprove any facts which may be the basis of the refusal of said license.

(D) In no event may the license be granted for the sale or delivery of milk, cream or milk products within the City of Newark, where the following circumstances exist:

1. Where the number of licenses already issued are equivalent to one for every fifteen hundred (1500) residents of the City of Newark, according to the last Federal Census;
2. Where the applicant is not a resident of the City of Newark or does not maintain a place of business in the City of Newark or does not maintain any of his business in the City of Newark or is unable to furnish a written reference of a citizen of the City of Newark recommending applicant insofar as honesty, character and financial responsibility is concerned.
3. Where the applicant does not have a sanitary place for storage of milk, cream and milk products at 50° Fahrenheit, or lower, adequate for a necessary supply before sale or delivery.
4. Where the applicant's delivery plant, store, station, vehicle or wagon is not so constructed as to

prevent dirt, dust, flies, bugs or unhealthful or injurious or foreign matter from contacting and contaminating such milk, cream and milk products or containers wherein the same are kept.

5. Where applicant's plant, store, station, vehicle or wagon is not so constructed that ice or refrigeration can be at all times provided for said milk, cream and milk products, or the containers thereof, while being stored, sold or delivered, at 50° Fahrenheit, or lower.
6. Where the applicant's vehicle or wagon is not equipped to carry properly milk, cream and milk products during inclement or warm weather.
7. Where the place from which applicant is to obtain a supply of milk, cream and milk products during the period of said license, does not meet with requirements of the State Board of Health, local Board of Health, and any State Law, or ordinance, regulations, rules, governing and regulating sanitary conditions.
8. Where the applicant shall obtain milk, cream or milk products from sources other than those approved by the Department of Health, or other proper authorities.
9. Where the licensing of an applicant will impose upon a market already adequately served a supply of milk, cream or milk products which would tend to create conditions adverse to sanitary standard and maintenance of the public health, or disrupt the orderly marketing conditions requisite for the marketing of perishable food products.

SUBDIVISION 3: REVOCATION:

(A) Whenever any license shall have been issued under and by virtue of this ordinance, and amendments thereof, said license may be suspended or revoked by the Director of the Department of Public Works, for any of the following reasons:

1. Where the licensee shall have violated any of the provisions of this ordinance and the amendments thereof;
2. Where the licensee shall have been convicted of a crime involving moral turpitude.
3. Where the licensee shall fail to have a storage place for the storage of milk, cream and milk products at 50° Fahrenheit, or lower, before the sale or delivery of same, or shall refuse, upon request, forthwith to allow the Department of Health or any of its inspectors, to inspect said storage place.
4. Where the licensee's delivery plant, store, station, vehicle or wagon becomes unsanitary, dirty and unhealthful, and its construction does not prevent dirt, dust, flies, bugs or any unhealthful or injurious or foreign matter from contacting and contaminating such milk, cream and milk products, and the containers wherein same are contained.
5. Where licensee's plant, store, station, vehicle or wagon does not provide a temperature of 50° Fahrenheit, or lower, for said milk, cream and milk products, while being stored, sold or delivered, or where licensee's vehicle or wagon is not properly equipped to carry milk, cream and milk products during inclement or warm weather;

6. Where licensee exposes for sale or delivery, milk, cream or milk products obtained from a person, firm or corporation, other than a person, firm or corporation represents in the application for said license, unless the consent of the Board of Health is given to the licensee to accept for sale or delivery such milk, cream or milk products of such other person, firm or corporation.
7. Where the licensee obtains one grade of milk from more than one source without first obtaining permission of the Department of Health.
8. Where the licensee changes his or her source of milk, cream or milk products supply, or accepts any additional supply without having first obtained the permission of the Board of Health.
9. Where any licensee selling or delivering milk, cream or milk products in the City of Newark, shall, upon notification by the Department of Health, or its officers, fail immediately to withdraw any source of said licensee's milk, cream or milk products supply, not produced, handled or distributed in compliance with the provisions of this ordinance, or the laws of this State.
10. Where any licensee shall fail to allow the Department of Health, or any of its officers, to examine the place wherein said milk, cream or milk products are stored, sold or kept during delivery, and where any licensee shall refuse to furnish the Department of Health, or any of its officers or employees, with a sample or samples of the milk, cream or milk products, for analysis.

SUBDIVISION 4:

Nothing contained in this ordinance

shall be construed to require a license for the sale of condensed or evaporated (preserved) milk in hermetically sealed cans.

Section 2. If any section, part of section, sentence, clause or phrase of this ordinance shall be held to be unconstitutional or invalid, the remaining provisions thereof shall nevertheless remain in full force and effect.

Section 3. All ordinance and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 4. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that March 6th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the issuance of \$1,-175,000 Poor Relief Bonds of The City

of Newark, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move it be laid over for one week.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fourteen Thousand One Hundred Thirty-three Dollars and Sixty-seven Cents (\$14,133.67) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$14,133.67

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-one Dollars and Twenty-six Cents (\$21.26) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the Supplementary payroll of the Receiver of Taxes, Department of Revenue and Finance, from Jan-

uary 22nd to January 26th, 1940, inclusive, as follows:

Tax Receiver\$21.26

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million Two Hundred Ninety-five Thousand Six Hundred Twenty-three Dollars and Fifteen Cents (\$1,295,623.15) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$1,295,623.15

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand, Seven Hundred Five Dollars and Eighty-seven Cents (\$22,705.87) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from February 1st to February 15th, 1940, as follows:

Director's Office\$ 1,341.65
Comptroller's Office 2,717.84

Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,965.08
W. P. A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,200.82
Second District Court	1,111.64
	<hr/>
	\$ 22,705.87

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand Eight Hundred Fifty-four Dollars and Seventy Cents (\$6,854.70) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 46.07
Reserve for Overpayment Tax Receiver	5,105.10
Tax Board	939.70
Reserve for Overpayment Comptroller	763.83
	<hr/>
	\$ 6,854.70

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Thousand Nine Hundred Sixty-Two Dollars and Fifty-eight Cents (\$3,962.58) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 1,777.33
Convalescent Hospital	1,885.75
Bureau of Baths	899.50
	<hr/>
	\$ 3,962.58

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Five Hundred Eighty-seven Dollars and Sixty-six Cents (\$1,587.66) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Baths	\$ 1,162.44
Ivy Hill Power Plant	425.22
	<hr/>
	\$ 1,587.66

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Thousand, Nine Hundred Sixty-five Dollars and Ninety-nine Cents (\$19,965.99) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 5,042.77
Police Division	13,713.34
Police Division (WPA)	1,209.89
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	\$ 19,965.99

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Eighteen Thousand, Four Hundred Sixteen Dollars and Eighty-one Cents (\$218,416.81) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from February 1st to 15th, 1940, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,318.92
Electrical Bureau	2,009.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	130,288.09
Fire Division	79,308.72
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	\$218,416.81

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Four Thousand, Seven Hundred Twenty-one Dollars and Twenty-six Cents (\$104,721.26) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of February, 1940, as follows:

Director's Office	\$ 1,383.32
W. P. A. Project 5410-7....	166.66
Bureau of Health	25,226.53
Newark City Hospital	24,408.23
Convalescent Hospital	1,962.49
Newark City Home	3,158.66
Bureau of Baths	5,269.71
Newark City Alms House	2,523.15
Ivy Hill Power Plant	2,793.93
Outdoor Poor Department..	1,637.48
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—	
Administration	31,787.81
	<hr/>
	\$104,721.26

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Seven Thousand Nine Hundred Eighty-five Dollars and Twenty-nine Cents (\$7,985.29) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

1940

Central Purchase	\$ 216.32
Director's Office	32.74
Printing and Stationery	
Miscellaneous Advertis-	
ing	156.83
Printing and Stationery	
Dedicated Revenue	2,626.01
Public Buildings	4,517.43
Public Buildings	
City Owned Property	49.12
Smoke Abatement	14.72
Weights and Measures	57.64
Shade Tree	314.48
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	\$ 7,985.29

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Thirteen Thousand, Six Hundred Twelve Dollars and Seventy-five Cents (\$13,612.75) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

1939

Central Purchase	\$ 221.78
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Shade Tree	2,327.07
Printing and Stationery	
Dedicated Revenue	2,947.20
Printing and Stationery....	364.11
Weights and Measures	
Reserve for Liabilities	41.15
Smoke Abatement	71.64
Public Buildings	7,248.62
W. P. A. Project 3-4-1107	357.93
W. P. A. Project 3-7-5657	33.23
	<hr/>
	\$ 13,612.75

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Fourteen Thousand, Four Hundred One Dollars and Forty-one Cents (\$14,401.41) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from February 1st to February 15th, 1940, follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,668.94
Public Buildings,	
City Owned Property	219.86
Weights and Measures	547.66
Printing and Stationery	185.00
Shade Tree	1,457.49
W. P. A. Project 1485-7	208.33
Central Purchase	1,905.82
	<hr/>
	\$ 14,401.41

Jos. M. Byrne, Jr.
Pearce K. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Two Thousand, Nine Hundred Seventy-two Dollars and Thirty Cents (\$2,972.30) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending February 14th and February 17th, 1940, as follows:

Shade Tree	\$1,722.30
Public Buildings	1,250.00
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	\$2,972.30

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty Thousand Fifty-eight Dollars and Ninety-one Cents (\$40,058.91) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending February 14, 1940:

Newark Airport	\$ 2,120.85
Bureau of Motors	2,889.53
Bureau of Streets	1,721.87

Bureau of Sewers	866.73
House Sewer Connections..	373.33
Bureau of Street Cleaning	22,203.73
Street Construction	324.75
Bureau of Docks	778.80
Bureau of Water	8,779.32
	<hr/>
	\$ 40,058.91

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fifty-five Dollars and Twenty-nine Cents (\$155.29) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

House Sewer Connections	\$ 25.29
Sewers	130.00
	<hr/>
	\$155.29

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand Seven Hundred Thirty-six Dollars and Sixty-six Cents (\$48,736.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and

chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period February 1st to February 15, 1940, both incl.:

Director's Office	\$ 1,452.07
Newark Airport	2,144.99
Bureau of Lighting	432.50
Bureau of Streets	6,019.03
Sidewalks	216.66
House Sewer Connections..	330.82
Bureau of Sewers	1,039.37
Bureau of Street Cleaning	4,206.57
Bureau of Surveys	3,679.99
Engineering Division	1,338.32
Bureau of Motors	1,927.63
Bureau of Water	19,226.52
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Swimming Pool Projects ..	708.33
City Clerk	3,223.64
Elections	472.50
	<hr/>
	\$ 48,736.66

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Sixty Dollars and Fifty-two Cents (\$660.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:
Toy Mending

(WPA Project 5618-7)	\$175.29
Museum Extension	
(WPA Project 4510-O-A).....	337.55

City Planning	
(WPA Project 5358-7)	35.18
Street Cleaning	
(WPA Project 6409-7)	112.50
	<hr/>
	\$660.52

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Seven Hundred Thirty-nine Dollars and Nine Cents (\$1,739.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction	
(WPA Project 6926-7)	\$ 86.55
Sewer Construction	
(WPA Project 6951-7)	682.81
Sewer Construction	
(WPA Project 6131-7)	24.19
Sewer Construction	
(WPA Project 6951-7)	945.54
	<hr/>
	\$1,739.09

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Dollars and Seventeen Cents

(\$3.17) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction
(Hayes Park West) WPA
Project 6069-7\$3.17

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Two Thousand Eight Hundred Sixty-three Dollars and Fifty Cents (\$2,863.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction
(Hayes Park East)\$1,293.75
Swimming Pool Construction
(Boylan Street) 1,242.00
Swimming Pool Construction
(Clifton Avenue) 327.75
.....
\$2,863.50

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Nine Hundred Thirty-nine Dollars and Forty-eight Cents (\$939.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction
(Hayes Park East)\$276.49
Swimming Pool Construction
(Hayes Park West) 216.38
Swimming Pool Construction
(Boylan Street) 306.61
Swimming Pool Construction
(Clifton Avenue) 141.00
.....
\$939.48

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of One Million, Three Hundred Eighty-three Thousand Two Hundred Twenty-two Dollars and Eighty-nine Cents (\$1,383,222.89) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$1,383,222.89

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Eighty Dollars and Thirty-one Cents (\$880.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$460.00
Water	420.31
	<hr/>
	\$880.31

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Four Dollars and Thirty-five Cents (\$604.35) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Docks	\$ 63.25
Sewers	46.55
House Sewer Connections	13.55
Consolidated NYA Applications (Community Center)	400.00
Water	81.00
	<hr/>
	\$604.35

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Three Thousand Six Hundred Ninety-five Dollars and Sixty-four Cents (\$3,695.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Surveys	\$ 9.80
Newark Labor Relations Board	36.84
Streets	42.77
City Clerk	56.23
Sewers	159.37
Care and Relief of Indigent Children	185.25
Director's Office	40.66
Water	3,164.72
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	\$ 3,695.64

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Seventy Dollars and Thirty-one Cents (\$470.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Toy Mending (WPA Project 5618-7)	\$200.00
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Home Making NYA Adminis- tration (WPA Project 76-7)	150.00
Garment Project NYA Admin- istration (WPA Project 19- 3EN-42)	50.00
Street Cleaning (WPA Project 6409-7).....	70.71
	<hr/>
	\$470.31

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin. Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-four Thousand One Hundred Sixty-six Dollars and Sixty Cents (\$54,166.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Museum	\$12,500.00
Free Library	41,666.66
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	\$54,166.66

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin. Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and the same are hereby appointed as Constables of the City of Newark, for the term expiring December 31, 1940:

Louis Bressman, 90 Hedden Terrace

Frank McNellen, 381 Sanford Avenue.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

CONSTABLE'S BOND:

Louis Bressman.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The State Tax Commissioner has made an apportionment of the gross receipts tax against Public Utility Corporations under and by virtue of Chapters 2 and 3 of the Laws of 1940; and,

WHEREAS, the apportionment made under the aforesaid acts by the State Tax Commissioner is not deemed a fair apportionment as to the City of Newark; and,

WHEREAS, it is recommended by the Director of the Department of Revenue and Finance and the Corporation Counsel that an appeal be made as to said apportionment to the Courts of New Jersey;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance and the Corporation Counsel be and they are hereby authorized to appeal the apportionments as aforesaid made by the State Tax Commissioner of the gross receipts tax against Public Utility Corporations, to the courts, in manner provided by law.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Peter Orsi, 112 Bank Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 15, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of Five Hundred Dollars (\$500.), at the time of the filing of the said application; and,

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on July 27, 1939, did deny the application for said license renewal; and,

WHEREAS, the said Peter Orsi is now entitled to a refund of Three Hundred Fifty-one Dollars and Thirty-six Cents (\$351.36);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Hundred Fifty-one Dollars and Thirty-six Cents (\$351.36) be and the same is hereby ordered paid to the said Peter Orsi, and the Director of the Department of Revenue and Finance

is hereby authorized and directed to return to the said Peter Orsi, the said sum of Three Hundred Fifty-one Dollars and Thirty-six Cents.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Albert Finkel, 457-459 High Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 15, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of Five Hundred Dollars (\$500.), at the time of the filing of the said application; and,

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on July 14, 1939 did grant said license for the period 1939-1940 to the said Albert Finkel; and,

WHEREAS, the said Albert Finkel is now entitled to a refund of Sixteen Dollars and Forty-four Cents (\$16.44);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said sum of Sixteen Dollars and Forty-four Cents (\$16.44) be and the same is hereby ordered paid to the said Albert Finkel and the Director of the Department of Revenue and Finance is hereby authorized and directed to return to the said Albert Finkel, the said sum of Sixteen Dollars and Forty-four Cents (\$16.44).

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The City of Newark is the owner of a certain parcel of land situated in the City of Newark, and being known and designated as 542-544 Ferry Street, Newark, New Jersey, and designated as Lot 28, Block 2466, on the official Block Maps of The City of Newark; and,

WHEREAS, the said lands are not suitable or convenient or needed for public use by the City of Newark; and,

WHEREAS, By virtue and in accordance with the Revised Statutes of New Jersey, 1937, (Title 40:60-26) lands not needed for public use may be disposed of by the municipality, at public sale, to the highest bidder, after public advertisement in manner required by law;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise and solicit bids and sell for cash the aforesaid property at 542-544 Ferry Street, Newark; provided, that the highest offer received at such public sale shall, in the opinion of the said Director of the Department of Parks and Public Property, be a fair and equitable one and to the best interests of the City of Newark to accept, and the said Director of the Department of Parks and Public Property shall have the

right to reject any and all bids received; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Parks and Public Property and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser, upon compliance with the conditions of sale; deed to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the Director of the Department of Public Affairs be and he hereby is authorized and directed to advertise for sealed proposals for the sale by the City of Newark to the highest bidder therefor of one (1) 6-inch Hydraulic Dredge, owned by the Division of Water, sealed proposals to be received at such time and place as said Director shall in proper advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the agreement dated February 7, 1940, between the

Anchor Post Fence Company and the City of Newark, granting to the City of Newark right of way for water pipe lines in the vicinity of Manchester Place and Sylvan Avenue, Newark, New Jersey, be and the same hereby is approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Lumber for the Department of Public Affairs, Storage Batteries for the Department of Public Safety, and Photographic Supplies for the Departments of Public Safety and Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6763, dated February 7, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids, being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

DOSCH KING COMPANY—
Whippany, N. J.

(Public Affairs)

Approximately 200 tons Refined Asphalt Cement, R.A.C. 1, 50 to 60 Penetration (Sec. 423) Truck Delivery to City Asphalt Plant @ \$13.63 ton.

P. S. KRAMER—Paterson, N. J.
(Public Affairs)

Approximately 50,000 gal. Refined Asphalt Cement, R.A.C. 3, (Section 425) Truck Delivery to various streets throughout the City @ .0715 gal.

Approximately 6,000 gal. Tar Cold Patch Material (Section 437) Truck Delivery to City Asphalt Plant @ .1347 gal.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6700, dated January 31, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

F. BOWDEN COMPANY—
Newark, N. J.

(Public Affairs)

Approximately 680 ft. 12" Vitrified Tile Pipe @ \$.634 foot.

Approximately 500 ft. 10" Vitrified Tile Pipe @ \$.49 foot.

Approximately 1500 ft. 8" Vitrified Tile Pipe @ \$.325 foot.

Approximately 3000 ft. 12" Vitrified Tile Pipe @ \$.634 foot.

Truck delivery to various streets
Section 465 Bureau of Streets
Standard Specifications.

LOCK JOINT PIPE COMPANY—
East Orange, N. J.

(Public Affairs)

Approximately 580 ft. 48" Reinforced Concrete Pipe @ \$2.78 foot.

Approximately 320 ft. 42" Reinforced Concrete Pipe @ \$2.26 foot.

Approximately 640 ft. 36" Reinforced Concrete Pipe @ \$1.70 foot.

Approximately 200 ft. 30" Reinforced Concrete Pipe @ \$1.34 foot.

Approximately 500 ft. 27" Reinforced Concrete Pipe @ \$1.10 foot.

Approximately 300 ft. 21" Reinforced Concrete Pipe @ \$.76 foot.

Approximately 860 ft. 24" Reinforced Concrete Pipe @ \$.84 foot.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City

of Newark, New Jersey, by a resolution No. 6753, dated February 7, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore, be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

ARMORED CONCRETE CORPORATION—Newark, N. J.

(Public Affairs)

Approximately 3,000 lin. ft. Radial Metal Curb 8" deep, Section 456* @ \$1.20 per ft.

Approximately 90 Manhole Heads and Covers 10" deep, Section 493* @ \$20.00 each.

Approximately 10 Manhole Heads and Covers 6" Sidewalk type Section 493* @ \$18.00 each.

Approximately 10 City Highway Basin Heads, flush type, Section 494* @ \$33.00 each.

*Truck delivery to various streets.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6763, dated February 7, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

JOHN F. CALLAGHAN, INC.—
Harrison, N. J.

(Public Affairs)

Approximately 2,000 cu. yds. Grade "E" Broken Stone Aggregate (Section 117) Truck Delivery to various streets @ \$1.60 cu. yd.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklir, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved.

CENTRAL PURCHASE

The following employees were allowed \$1.50 each for supper money covering two nights' work: Genevieve R. Abel, Helen N. Brown, Jessie Conroy, Esther A. Connolly, Ruth Cooke, Edna Dooley, Charles P. Flynn, Jennie F. Gallo, Alice Lambert, Gertrude A. Liebhauser, Eleanor T. McCormack, Gladys N. Powers, Margaretta E. Reheis, Esther Spiegel and Marion Quinn.

DIRECTOR'S OFFICE

City Treasurer, postage\$ 10.00

Printing and Stationery— Miscellaneous Advertising

Newark Evening News,
Miscellaneous Advertising 105.63

Newark Star Ledger,
Miscellaneous Advertising 36.92

Newark Sunday Call,
Miscellaneous Advertising 14.28

Public Buildings

Insurance Fund Commission,
Elevator Insurance 503.43

N. J. Bell Telephone Co.,
Telephone Service, City Hall
Switchboard Contract 919.60

N. J. Bell Telephone Co.,
Telephone Service, Direct
Wires Contract 160.30

Public Buildings— City Owned Property

Insurance Fund Commission,
Fire Insurance, 227-231
Mulberry Street 49.12

Weights and Measures
Insurance Fund Commission,
Insurance on Trailer 1.75

Superior Garage, Storage and
Service for Department Cars 42.50

Shade Tree

Carl Bannwart, Incidentals during
January, 1940 3.00

Cornelius J. Cronin, Transportation
and Telephone Calls.... 5.00

Wm. C. Hicks, Transportation
and Telephone Calls 5.00

Insurance Fund Commission,
Safe Insurance 15.76

Insurance Fund Commission,
Robbery and Hold-up Insurance 28.12

Insurance Fund Commission,
Liability and Property Damage Insurance 37.38

Walter R. MacPherson, Transportation
and telephone calls 5.00

Solomon Newbarth, Transportation
and Telephone Calls 5.00

Andrew J. Sweeney, Transportation
and Telephone Calls 5.00

Hugh P. Sweeney, Transportation and Telephone Calls 5.00

Patrick H. Tansey, transportation and Telephone Calls 5.00

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Resolution 6714-F passed January 31st, 1940, was rescinded by Resolution No. 6771, thereby correcting the date from January 16th, 1940, to February 1st 1940, of the appointment of Alice Schweitzer and Beverly A. Carson, and

WHEREAS, in Resolution No. 6771, adopted February 7th, 1940, the title of the position was set forth as Budgetary Control Machine Operator-Stenographer was not in accordance with the title as set up by the Civil Service Commission of Bookkeeping machine operator and stenographer;

THEREFORE BE IT RESOLVED: by the Board of Commissioners that Resolution 6771, adopted February 7th, 1940, is hereby rescinded; and

BE IT FURTHER RESOLVED, that the said Alice Schweitzer and Beverly A. Carson are hereby permanently appointed to the positions of Bookkeeping Machine Operator and Stenographer in the Auditor-Treasurer's Office, Department of Revenue and Finance, effective as of February 1st, 1940, at a compensation of \$1,500 per annum, to be paid as other salaries are paid.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Arthur Spiegelman was on December 21, 1938, by resolution of the Board of Commissioners of the City of Newark appointed to the position of Assistant Chemist in the Division of Central Purchase, Department of Public Safety, at an annual salary of \$2,100, effective January 1, 1939, pending Civil Service examination; and

WHEREAS, said Arthur Spiegelman was by resolution adopted by said Commission on August 23rd, 1939, transferred to the Division of Police, Department of Public Safety; and

WHEREAS, an examination for said position was held by the Civil Service Commission; and

WHEREAS, said position of Assistant Chemist is necessary for the proper functioning of the Police Division, and the salary of said Assistant Chemist is provided for in the tentative budget of the Department of Public Safety for 1940;

NOW, THEREFORE, BE IT RESOLVED that Arthur Spiegelman, having been duly certified as eligible by the Civil Service Commission, be and he is hereby appointed to the position of Assistant Chemist in the Police Division, Department of Public Safety, at an annual salary of \$2,100 payable semi-monthly as other salaries in said Division are paid, effective February 21, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing on the semi-monthly payrolls of the Department of Parks and Public Property for the second half of February and the first half of March, 1940, as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

CENTRAL PURCHASE

Gladys M. Powers, Purchase Clerk, resigned her position effective February 16th, 1940.

PUBLIC BUILDINGS

Michael Scahill, Fireman, granted a leave of absence, without pay, from February 7th to February 15th, 1940, inclusive.

Patrick Toal, temporary Fireman, terminated his services, effective February 16th, 1940.

Josephine Nester, temporary Telephone Operator, terminated her services effective February 20th, 1940.

James Crummy, granted a three months' extension on his leave of absence, without pay, effective March 1st, 1940, as per his request.

The temporary employment of the following named mechanics extended

for two weeks, effective February 15th, 1940:

Ben Krusch, Plasterer Mason, @ \$14.50 per day.

John Jones, Painter, @ \$10.00 per day.

Ernest Gfeller, Painter, @ \$10.00 per day.

Al Gialanella, Plasterer Mason, @ \$14.50 per day.

This extension of time is being made because the work has not been completed.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, is causing to be filed with the Work Projects Administration project application No. 3-7-5757 to provide employment for 32 persons to be taken from the relief rolls of the City of Newark to be employed upon a project to assist in conducting tuberculosis examinations of families on direct relief, and other selected groups whose incidence tuberculosis may be abnormally high; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$29,699.60 is contingent upon the expenditure of \$8,280.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$8,280.00 for the purpose aforesaid, when and if the said sum of \$8,280.00 is appropriated in the 1940 budget for said purpose.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, John B. Keenan, Acting Director of the Department of Public Safety is causing to be filed with the Work Projects Administration a project application to provide employment for 112 persons to be taken from the relief rolls of the City of Newark to be employed upon a project to install underground ducts for traffic light signals (86) intersections; install underground duct for fire alarm system (43) locations; work consisting of opening streets, tranching, laying ducts, installing pipe and fittings; pouring concrete, backfilling, replacing pavement, road surfacing, install signals, stanchions, meter control boxes and all work incidental thereto; and

WHEREAS, the contribution requested to the Work Projects Administration for said project amounting to \$91,470.00 is contingent upon the expenditure of \$51,567.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Acting Di-

rector of the Department of Public Safety be and he is hereby authorized to expend the sum of \$51,567.00 for the purpose aforesaid, when and if the said sum of \$51,567.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration Consolidated Project Applications Nos. 5218-A and 5226-A, to provide employment for 514 persons to be taken from the relief rolls of the City to be employed on a project to preserve miscellaneous public records and make them available for administrative, research and general public purposes; work will include sorting, transcribing, revising, cataloging, filing, indexing, and cross indexing records of various City Departments; and

WHEREAS, the contribution requested for the Work Projects Administration for said project amounting to \$447,008.32 is contingent upon the expenditure of \$57,500.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$57,500.00 for the purpose aforesaid, when and if the said sum of \$57,500.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John S. Flockhart, Principal Assistant Engineer in the Bureau of Street Cleaning, Department of Public Affairs, is president of the American Public Works Association; and

WHEREAS, The Western Conference of the American Public Works Association will be held in Los Angeles on March 14, 15 and 16, 1940; and

WHEREAS, it will be to the advantage of the City of Newark to have John S. Flockhart attend this convention;

THEREFORE BE IT RESOLVED, that a sum not to exceed One Hundred Fifty Dollars (\$150.00) be and the same hereby is appropriated to John S. Flockhart to help defray expenses in attendance at the Western Conference of the American Public Works Association to be held in Los Angeles, California, on March 14, 15, and 16, 1940, the balance of the expense to be paid by the American Public Works Association.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lester Genser (Oschwald Realty Co., owner); for the construction of gasoline station, lubritorium and automobile laundry, and sale of automobiles and automobile supplies in a 1st industrial district; premises 489-495 Frelinghuysen Avenue; the gasoline station, lubritorium and automobile laundry to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board, and to be limited to the period ending eight years from date hereof; the sale of automobiles to be limited to the period ending two years from date hereof on condition that said station is operated and maintained in conformity with the rules of the Board of Adjustment, that all cars be stored in the rear of 489-495 Frelinghuysen Avenue on a line south and west of the proposed office and lubritorium and that there be no wrecking or demolishing of cars on the premises;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Mr. Rankin: No objections on it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of White Castle System, Inc. (John C. Eisele, Inc., owner); for the establishment and operation of an automobile parking station for customers in a 1st industrial district; premises 303-307 Elizabeth Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

Mayor: Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Mr. Rankin: No objection on this.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with the consequent unnecessary expenditures of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any state, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is declared defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is declared defeated.

Resolved, by the Board of Commissioners of the City of Newark, that all of the executive, administrative judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

Commissioner Murphy: I move for its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is declared defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is declared defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing function thereof,

Airport
 Docks
 Passaic River Waterfront
 Municipal Waterfronts
 Port Newark Development
 Art Commission
 Free Public Library
 Museum
 Board of Education
 Newark Technical School
 District Courts
 City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets
 Street Cleaning
 Refuse Collection
 Sewers
 Water Department, except the Billing, Collection and Auditing functions thereof,
 Airport
 Docks
 Passaic River Waterfront
 Municipal Waterfronts
 Port Newark Development

Art Commission
 Free Public Library
 Museum
 Board of Education
 Newark Technical School
 District Courts
 City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is declared defeated.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed.

Superintendent of Weights and Measures for January, 1940.

Department of Buildings for January, 1940.

Clerk of First District Court for January, 1940.

Clerk of Second District Court for January, 1940.

Superintendent of Alms House for January, 1940.

City Clerk (2) for January, 1940.

Thomas F. Guthrie, Chief Clerk, 1st
Criminal Court, for January, 1940.

Comptroller for January, 1940.

Thomas F. Guthrie, Chief Clerk,
Night Police Court Traffic, for January,
1940.

City of Newark, New Jersey
Department of Revenue and Finance

February 7th, 1940.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 1, for January,
1940.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 2, for January,
1940.

Gentlemen:

Roberty J. Beckley, Clerk 3rd Criminal
Court, for January, 1940.

In accordance with the Act of the
Legislature entitled "A further supplement
of the Act entitled 'An Act to amend and
revise the charter of the City of Newark,
N. J.' approved February 22, 1866," I
herewith present a statement of the receipts
and disbursements for the month of January,
1940:

Elizabeth S. Lewis, Clerk Family
Court for January, 1940.

City Treasurer for January, 1940.

RECEIPTS

Cash on hand December 31, 1939	\$1,135,208.47	
Received from Comptroller—January	5,361,980.25	
		<u>\$6,497,188.72</u>

DISBURSEMENTS

By Warrant	\$3,133,462.64	
Without Warrant	24,758.20	
Returned Checks	3,403.09	
		<u>3,161,623.93</u>
Cash on hand January 31, 1940		<u>\$3,335,564.79</u>

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.
By Joseph J. Kroehl.

Monthly Statement of Cash Collections Month of January, 1940.

Licenses: Sale of Alcoholic Beverages	690.00
Ice Cream, Plumbing and Refuse	3,053.50
All Other Licenses	28,615.65
Fees and Permits: Tax Search Fees	921.00
Building and Electrical Work Permits	3,596.02
Public Sewer Connection Tap Fees	1,230.00
Combustible, Moving Picture, Garage and Miscellaneous Permits	2,472.95
Receipts for Patients Treated	2,420.27

Valley Sewer Maintenance	1,449.40
Jury and Listing Fees	2,916.35
Animal, Chicken, Plumbing Permits and	914.00
Miscellaneous Fees	283.00
Transcript Fees for Births, Deaths, etc	819.00
Fines: Magistrates	5,276.00
Overdue and Lost Books	1,895.67
Interest and Costs on Assessments	130.91
Interest and Costs on Taxes	38,952.66
State and Other Aid: Gas Tax Refund	2,334.69
Jitney Tax	22,483.21
Leases and Rentals: City Owned Property	13,125.16
Rent: Army Base	8,333.33
Reimbursement: Lighting Inspectors Salary	1,500.00

Total Miscellaneous Revenues Anticipated:

Second Class R. R. Tax 1939	42,667.17
Real Estate Arrears: "Regular"	437,647.25
Personal Arrears	35,490.28
Tax Title Liens: Real Estate Taxes	42,507.75
Interest and Costs: Lien Certificates	2,803.60
Current Tax Collections	4,150,854.70
Alms House Refund on Burial	76.34
City Home	20.00
Police Department	112.60
Street Cleaning	43.33
Board of Adjustment	12.00
Poll Tax	187.22
Newark Airport	11,290.77
Bureau of Water	217,170.23
Bureau of Docks	6,889.79
Bureau of Streets	1,149.75
Bureau of Street Cleaning	730.61
House Sewer Connections	1,136.77
Outdoor Poor	616.00
Printing and Stationery	82.47
Shade Tree	42.07
1939 Tax Credit Refund Account	413.25
City Hospital: Payroll Credits	19.64
Administration Relief	16.13
200 Washington Street Corp.	833.33
Henry C. Jones Estate	8.21
Redemption of Lien Certificates	9,287.59
Emergency Relief 1938	712.05
Emergency Relief 1939	517.34
.....	68.05
Public Schools	1,530.20
Refunds—Current Taxes	1,873.96
Return Checks—Current Taxes	3,459.98
Regular Assessments: Pavings	202.48
Sewers	56.84
Openings	95.04
House Sewer Connections.....	461.85

Shade Trees	5.00
Sidewalks Snow Removal	2.74
T. T. L. Assessments: Pavings	43.96
Openings	71.15
Sidewalks	185.63
Other Cash Collections: Street Imp. Bonds	250,000.00
Totals	\$5,364.807.89

Vincent J. Murphy,
Director of Revenue and Finance.

Mayor Ellenstein: We will now proceed with balloting on candidates to fill the vacancy as exists in the City Commission.

And I want to say now, and particularly now, so that I cannot be charged with making this statement for political purposes, and reiterate my position, and too, in all fairness to other candidates whose names have been presented here, and particularly Mr. Keenan, who is now the Acting Director of Public Safety, that I believe under our Democratic form of government that there should be a representation of all denominational groups, particularly so when the voters have declared their intention in the 1937 City Commission election. Commissioner Minisi was the sixth man. He withdrew as a candidate, but urged upon the City Commission that they do select a fifth member of Italian extraction. I think that is well grounded claim that the Italian-American representatives of this City have, and for that reason I will present only the names of Italian-Americans, notwithstanding what may have been said in the press, because I am of the firm conviction that it is consistent with our Democratic form of government, and that the voters in the 1937 election by selecting Mr. Minisi, have declared their intention in that way.

Now, I have not presented merely one Italian-American name, I have not presented merely an Italian-American who was a Democrat. The five names I presented are outstand-

ing citizens, in my opinion, of this community who happen to be of Italian-American extraction.

And I refrained from making this statement prior to the referendum, but I do make it now so my position may be thoroughly understood now and for all time. (Applause).

Are there any proposals that any of the Commissioners have to make?

Commissioner Byrne: Mr. Thomas Guthrie.

Mayor Ellenstein: As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie is declared not elected, having received but one vote.

Are there any other recommendations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other proposals?

I will present the name of a man who is not only an Italian-American but Labor's unanimous choice: Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. As many as are in favor of Dr. D'Aloia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of a lawyer and an outstanding Italian-American in our City, Carl Abruzzese. As many

as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of another outstanding Italian-American, a former Judge in the City, Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of a professional man, a man who ranks high in the medical profession, of Italian extraction, Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of a man who has given excellent service to the City of Newark on the Board of Education, a man of enviable reputation and of fine character. I present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

Evidently the second installment of the 1937 City Commission has not done any better than the first installment in the selection of a fifth commissioner.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Franklin: Do you want to adjourn this meeting—

Mayor Ellenstein: Yes.

Commissioner Murphy: To five o'clock.

Mayor Ellenstein: Yes, in order to approve the budget and I understand Director Murphy has not had very much time preparing it, so several of the men in Director Murphy's Department are preparing the budget for approval today. It will be necessary to recess until five o'clock.

Commissioner Murphy: I understand this will wind up the regular City Commission business and then it will be solely on the approval of the budget.

Mayor Ellenstein: Yes.

Commissioner Franklin: I move, then, that we recess to five o'clock.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

(At this time a recess was taken to five P. M.)

(At 5:35 P. M. Deputy City Clerk Bross called the roll, and the members of the Board of City Commissioners not being present declared the meeting adjourned.)

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 28, 1940

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the vacation of Meeker Street from a line parallel to and distant 240.50 feet, measured easterly at right angles from the easterly line of Frelinghuysen Avenue, 596.17 feet southeasterly to the terminus of said Meeker Street, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard in this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the vacation of Meeker Street from a line parallel to and distant 240.50 feet, measured easterly at right angles from the easterly line of Frelinghuysen Avenue, 596.17 feet southeasterly to the terminus of said Meeker Street," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of Meeker Street from a line parallel to and distant 240.50 feet, measured easterly at right angles from the easterly line of Frelinghuysen Avenue, 596.17 feet southeasterly to the terminus of said Meeker Street.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark.

ance of \$1,175,000 Poor Relief Bonds of The City of Newark.

The Board of Commissioners of the City of Newark, Do Ordain, as follows:

Section 1. The Board of Commissioners has ascertained and hereby determines that it is necessary that the City of Newark raise the sum of \$1,175,000 for the relief of the poor, including direct relief, expense of administration, the payment of any indebtedness heretofore or hereafter incurred for the relief of the poor, and the cost of the issuance of the bonds hereinafter described.

Section 2. For the purpose of raising said sum, there shall be issued pursuant to Chapter 332 of the Laws of 1939 of New Jersey, as amended by Chapter 395 of the Laws of 1939 of New Jersey, bonds of The City of Newark of the aggregate principal amount of \$1,175,000 to be designated "Poor Relief Bonds of 1940."

Section 3. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum, payable semi-annually, and shall be dated March 1, 1940.

Section 4. Said bonds shall be payable in annual installments as follows, viz.: \$235,000 of bonds on March 1st each of the years 1941 to 1945, inclusive.

Section 5. Said bonds shall be general obligations of said City and a tax sufficient in amount to pay the principal of and the interest on said bonds shall be levied and collected by said City in the year in which the same shall become due and payable. Each of said bonds shall contain a recital that it is issued pursuant to said Act in the manner or mode of procedure prescribed by the Local Bond Law of New Jersey.

Section 6 The bonds which are to be issued pursuant to this ordinance shall be issued in lieu of and not in addition to the bonds authorized by the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of the City of Newark," adopted by the Board of Commissioners on the 13th day of September, 1939, and said ordinance adopted on the 13th day of September, 1939, is hereby rescinded.

Section 7. This ordinance shall take effect at the time and in the manner provided by law.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Commissioner Byrne: I just asked Director Murphy would a week's delay on this ordinance jeopardize the rate.

Commissioner Murphy: We will, from what I can see, by not having the funds on hand, which is necessary under Commissioner Darby's ruling. And it takes twenty days. Then again, it is going to bring us right up to the deadline.

Commissioner Franklin: You are talking about this revolving fund?

Commissioner Byrne: What would happen if a week's delay—what affect would this have on the tax rate, one week's delay?

Commissioner Murphy: It affects the tax rate about 19 points.

Commissioner Byrne: If it did not go through this week would it affect the tax rate 19 points?

Commissioner Murphy: Sure.

Commissioner Byrne: Definitely?

Commissioner Murphy: That is the way I see it, it means 19 points.

Commissioner Franklin: Director Byrne, you seem to fear this money might have to be used in the course of the year as was the \$700,000.

Commissioner Byrne: That is right.

Commissioner Franklin: The reason that \$700,000 had to be used last year was, we spent \$6,000,000 in direct relief beyond our expectation. This year the anticipated amount is far below that. \$4,800,000, a reduction of \$1,200,000. So even though your relief rolls go up somewhat, there is very little likelihood that it will absorb the \$1,200,000 that we expect to reduce it by this year.

Commissioner Byrne: I understand that; but what I am trying to find out at the moment is, if there were a week's delay on this, does it definitely mean that that one week's delay, that by that 19 points would be added to the rate? Does it have to be done today?

Commissioner Franklin: Apparently so, from what Director Murphy says Darby says.

Commissioner Murphy: Of course, it was delayed last week. But it appears to me as though next week is going to be too late for me; I am afraid we are going to be late.

(Discussion between Commissioners Murphy and Byrne out of hearing of the stenographer).

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Commissioner Byrne: I would like to be heard before I vote. I am only doing it to give the taxpayers in 1940 a break. Otherwise, I think it is wrong.

There being no one else to be heard, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in

The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Twenty Dollars and Ninety-six Cents (\$20.96) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic	
Beverage Control	\$ 5.96
Director's Office	15.00
	<hr/>
	\$20.96

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Seventy-six Dollars and Thirty-six Cents (\$176.36) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Home\$176.36

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fifty Dollars (\$150.00) be and the same is hereby appropriated to the persons named, on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Lincoln Douglass Celebration \$150.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Three Hundred Thirty-eight Dollars and Eighty-two Cents (\$3,338.82) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, for weeks ending February 21st and February 24th, 1940, as follows:

Shade Tree	\$2,052.82
Public Buildings	1,286.00
	<hr/>
	\$3,338.82

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-three Thousand Six Hundred Twenty-seven Dollars and Four Cents (\$43,627.04) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Public Lighting	\$ 30,718.35
Street Cleaning	7,718.41
Contingent Account Res.	
No. 6762	412.52
Streets	2,040.74
Elections	55.00
Surveys	18.00
Docks	268.47
Industrial Commission of	
Newark	299.06
House Sewer Connections ..	63.93
Sewers	102.53
Newark Airport	1,930.03
	<hr/>
	\$ 43,627.04

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Fifty Dollars and Fif-

ty-two Cents (\$4,050.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending February 21, 1940:

Emergency Street Cleaning \$4,050.52

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-four Thousand Seven Hundred Fifteen Dollars and Sixty-four Cents (\$44,715.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending February 21, 1940:	
Newark Airport	\$ 2,564.43
Bureau of Motors	3,335.84
Bureau of Streets	1,976.95
Bureau of Sewers	1,133.06
House Sewer Connections..	497.03
Bureau of Street Cleaning	24,938.98
Street Construction	184.95
Bureau of Docks	843.10
Bureau of Water	9,241.30
	<hr/>
	\$ 44,715.64

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eighty-six Dollars and Seventy-five Cents (\$386.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Supplementary semi-monthly payroll, period January 19th February 10th, 1940:

Bureau of Water\$386.75

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Dollars and Eighty-four Cents (\$22.84) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$22.84

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Ten Thousand Nine Hundred Nineteen Dollars and Fifty Cents (\$10,919.50) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Emergency Relief—

Administration	\$ 12.62
Public Outing	24.54
Newark City Home	1,264.02
Bureau of Health	6,154.74
Newark City Alms House	3,239.23
Director's Office	7.65
Public Outing	60.00
Board of Adjustment	145.20
Law Department	11.50

\$ 10,919.50.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Eighty Dollars and Ninety-three Cents (\$880.93) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Baths	\$521.08
Law Department	254.75
Newark City Home	105.09

\$880.93.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred Twenty-seven Dollars and Fifty Cents (\$127.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
WPA Project 6926-7\$127.50

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand One Hundred Seven Dollars and Thirty-six Cents (\$1,107.36) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning,
WPA Project 6409-7\$ 75.94
Toy Mending,
WPA Project 5618-7 314.03

Museum Extension
WPA Project 4510-O-A.... 700.83
National Youth Administration, W P A Project
193-3E-63 14.35
City Planning 2.21

\$1,107.36

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Three Thousand, Eight Hundred Ninety-nine Dollars and Thirty-eight Cents (\$3,899.38) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors\$ 152.46
Streets 500.00
Newark Airport 36.84
Street Cleaning 3,210.08

\$ 3,899.33

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred One Dollars and Seventy-one Cents (\$101.71) be and the same hereby is appropriated to the

persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$101.71

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Sixty-Nine Dollars and Twenty-five Cents (\$969.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning
WPA Project 6409-7\$958.67
Museum Extension
WPA Project 4510-O-A 8.75
Toy Mending
WPA Project 5618-7 1.83

\$969.25

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand Four Hundred Eighty Dollars and One Cent (\$16,480.01) be and the same hereby is ap-

propriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction Hayes Park East,
WPA Project 6069-7\$ 15,022.01

Swimming Pool Construction, Boylan Street,
WPA Project 6069-7 1,458.00

\$16,480.01

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting Commissioner Byrne.

RESOLVED: That the sum of Three Thousand Four Hundred Forty-three Dollars and Eighty-three Cents (\$3,443.83) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Clifton Avenue, WP
A Project 6069-7\$ 2,095.05

Swimming Pool Construction, Boylan Street, WP
A Project 6069-7 620.19

Swimming Pool Construction, Hayes Park East,
WPA Project 6069-7 474.88

Swimming Pool Construction, Hayes Park West,
WPA Project 6069-7 104.18

Swimming Pool Construction, Hayes Park East, WPA Project 6069-7	30.00
Swimming Pool Construction, Boylan Street, WP A Project 6069-7	74.53
Swimming Pool Construction, Clifton Avenue, WP A Project 6069-7	45.00
	<hr/>
	\$ 3,443.83

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Five Thousand Seven Hundred Ninety-eight Dollars and Fifty-one Cents (\$5,798.51) be and the same hereby is appropriated to the persons named, as per certified list, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 6926-7)	\$1,598.16
Street Construction (WPA Project 6926-7)	2,404.09
Street Construction (WPA Project 6926-7)	1,479.38
Sewer Construction (WPA Project 6951-7) ..	316.88
	<hr/>
	\$5,798.51

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Two Thousand One Hundred Eighty-two Dollars and Eighty Cents (\$2,182.80) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board	\$2,173.65
Director's Office .....	.35
Maintenance Foreclosed Properties	8.80
	<hr/>
	\$2,182.80

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand Dollars (\$15,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Pension Funds	\$15,000.00
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Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Sixteen Thousand Eighty-four Dollars
and Nineteen Cents (\$16,084.19) be
and the same is hereby appropriated
to persons named on the annexed cer-
tified lists, being the bills and claims
of the Department of Revenue and
Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals ...\$16,084.19

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Two Thousand and Sixty Dollars (\$2,-
060.00) be and the same is hereby ap-
propriated to the City Treasurer, be-
ing the Supplementary payroll of the
Receiver of Taxes, Department of
Revenue and Finance, from January
29th to February 16th, 1940, inclu-
sive:

Tax Receiver\$2,060.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One Thousand Ninety-three Dollars

and Seventy-five Cents (\$1,093.75) be
and the same is hereby appropriated
to the City Treasurer, being the Sup-
plementary payrolls of the Depart-
ment of Revenue and Finance, from
January 27th to February 15th, 1940,
inclusive:

Tax Receiver\$ 616.25
Auditor's Office 477.50

\$1,093.75

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Thousand Two Hundred Thirty-
Six Dollars and Fifty Cents (\$3,-
236.50) be and the same is hereby ap-
propriated to persons named on the
annexed certified list, being the bills
and claims of the Department of Rev-
enue and Finance, as follows:

Reserve for Liabilities\$3,236.50

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One Thousand Thirteen Dollars and
Thirty-three Cents (\$1,013.33) be and
the same is hereby appropriated to
person named on the annexed certified
list, being the bills and claims of the

Department of Revenue and Finance,
as follows:

Reserve for Overpayments

Comptroller\$1,013.33

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The \$1,000,000 Emerg-
ency Notes of The City of Newark,
dated November 2, 1939, payable
March 2, 1940, heretofore issued pur-
suant to the resolution adopted by the
Board of Commissioners on the 23rd
day of August, 1939, the 2nd day of
October, 1939, and the 11th day of
October, 1939, are outstanding, and
there are no funds in the City Treas-
ury which are available for the pay-
ment of \$325,000 of the principal of
said notes, and the Board of Commis-
sioners desires to renew said notes in
part as hereinafter provided: NOW,
THEREFORE,

The Board of Commissioners of the
City of Newark Do Resolve as fol-
lows:

Section 1. For the purpose of re-
newing in part outstanding \$1,000,000
Emergency Notes dated November 2,
1939, payable March 2, 1940, there
shall be issued, pursuant to the Local
Budget Law of New Jersey, a note or
notes of the City of Newark of the
aggregate principal amount of \$325,-
000, to be designated "Emergency
Notes." Said note or notes shall be
dated the 2nd day of March, 1940,
shall be payable the 2nd day of April,
1940, and shall bear interest at a rate
which shall not exceed six per centum
(6%) per annum, and shall be pay-
able at maturity.

Section 2. Said note or notes shall
be signed by Vincent J. Murphy, as
Director of the Department of Rev-
enue and Finance of said City, and
shall be countersigned by Meyer C.
Ellenstein, as Mayor and by Eugene
Farrell, as Acting City Auditor, and
shall be sealed with the corporate
seal of said City, and said note or
notes and said seal shall be attested
by Harry S. Reichenstein, as City
Clerk of said City. Said officers are
authorized to execute said note or
notes and to issue said note or notes
in such form as they may adopt in
conformity with law and to recite
therein that all requirements and con-
ditions of law have been complied
with in the issuance of said note or
notes and that said note or notes is
within every debt and other limit
prescribed by the Constitution and
statutes of New Jersey.

Section 3. The power to determine
any matter with respect to said note
or notes not determined by this reso-
lution, and also the power to sell said
note or notes, is hereby delegated to
the Director of the Department of
Revenue and Finance, who is hereby
authorized to sell said note or notes
in the manner provided by law.

Section 4. Said Director of the De-
partment of Revenue and Finance is
hereby directed to report to the Board
of Commissioners the amount, des-
cription, interest rate and maturing
of said note or notes sold pursuant to
this resolution, at the meeting of said
Board of Commissioners next succeed-
ing the sale of such note or notes.

Section 5. All moneys borrowed by
the issuance of said note or notes
shall, to the amount necessary, be ap-
plied to the payment of the principal
of said outstanding \$1,000,000 Emerg-
ency Notes, dated November 2, 1939,
payable March 2, 1940.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Revenue and Finance:

From—

Advertising Tax Sale Other than Personal Services	\$ 726.73
Sinking Fund Commission Other than Personal Services	425.57
Assessments for Local Improvements — Other than Personal Services....	242.63
District Courts Personal Services	1,342.50
Other than Personal Services	24.96
Fiscal Agent Other than Personal Services	698.82
Court Costs Other than Personal Services	112.63
Maintenance Foreclosed Property — Other than Personal Services	112.02
Arrears of Taxes (Personal) Personal Services	20.94
Other than Personal Services	53.35

Tax Receiver Other than Personal Services	2,839.80
	<hr/>
	\$ 6,600.00

To—

Tax Board Personal Services	\$ 6,000.00
Auditor's Office Personal Services	600.00
	<hr/>
	\$ 6,600.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Estate of Carrie A. Rippel, Frederick R. Colie, Adm., was assessed at a valuation of \$3,100.00 for 1938, tax \$142.91; and,

WHEREAS, said Estate was erroneously taxed because the Estate had been settled prior to October 1st, 1937;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment of \$3,100.00, tax \$142.91, levied against the Estate of Carrie A. Rippel, Frederick R. Colie, Adm., for 1938 be cancelled and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Louis A. Ross is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and,

WHEREAS, On October 1st, 1938, the said Louis A. Ross was the owner of personal property located at 86 Park Place, Newark, which was assessed at a valuation of \$2,000.00, tax \$91.00;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Louis A. Ross be granted as exception of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Hyman Besser is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and,

WHEREAS, On October 1st, 1938, the said Hyman Besser was the owner of personal property located at 1180 Raymond Boulevard, Newark, which was assessed at a valuation of \$500.00, tax \$22.75;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Hyman Besser be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, G. A. Braun is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and

WHEREAS, On October 1, 1938, the said G. A. Braun was the owner of personal property located at 221 South Orange Avenue, Newark, which was assessed at a valuation of \$500.00, tax \$22.75;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said G. A. Braun be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John Kelly is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and,

WHEREAS On October 1st, 1938, the said John Kelly was the owner of personal property located at 58 Park Place, Newark, which was assessed at a valuation of \$2,500.00, tax \$113.75;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said John Kelly be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Sambach is an honorably discharged veteran and as such, is entitled to an annual exemption of \$500.00 from the assessed value of his real and personal property; and,

WHEREAS, he only obtained a total exemption of \$200 for 1935, 1936, 1937, 1938, and 1939 and is, therefore, entitled to a credit for the exemption of \$300.000 for each of said years; and,

WHEREAS, the said Charles Sambach has been the record owner of premises known and designated as No. 124 Broad Street, Newark, Block 522, Lot 56 during the assessing period of the years above mentioned, said property having been continu-

ously assessed at a valuation of Land \$2,500; Building \$4,400, Total \$6,900;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Charles Sambach be granted an additional credit on an exemption of \$300.00, amounting to \$10.08 against the assessment of \$231.84 for 1935, or a total of \$211.76; \$11.43 against an assessment of \$262.89 for 1936, or a total of \$251.46; \$11.07 against an assessment of \$254.61 for 1937 or a total of \$243.54; and \$13.83 against an assessment of \$318.09 for 1938 or a total of \$304.26; and \$13.65 against an assessment of \$313.95 for 1939 or a total of \$300.30; and,

BE IT FURTHER RESOLVED That the Comptroller be and he is hereby authorized to allow said credits and to note them upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Board of Commissioners did, on November 1, 1939, adopt a resolution No. 6012, whereby it was provided that certain property described therein should be sold at private sale to Ella Baum for the sum of Fifty Dollars (\$50.00), certified copy of which resolution is attached hereto and made a part hereof; and,

WHEREAS, the said property was sold, and Bargain and Sale Deed delivered by the City to the said Ella Baum; and,

WHEREAS, the attorney for the said purchaser has requested that the conveyance be made to Ella Mandelbaum, formerly known as Ella Baum;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Public Affairs be and he is hereby authorized to execute a Bargain and Sale Deed, attested by the City Clerk, conveying all right, title and interest of The City of Newark in and to the said land, as set forth in the resolution attached hereto and made a part hereof, to Ella Mandelbaum; lead to be in form approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the agreement dated February 21, 1940, between the City Bank Farmers Trust Company as Executor of the Estate of Harmon W. Hendricks and The City of Newark, granting to the City right-of-way for water pipe lines in the vicinity of Manchester Place, Bellair Place and Sylvan Avenue, Newark, New Jersey, be and the same hereby is approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Paving Brick Traffic Markers, and Motor Truck Scale for the Department of Public Affairs, and Traffic Signal Poles for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for the repairing of the roof of the Centre Market, according to specifications on file in his office, and the Dill Roofing Co. is the lowest bidder, in the sum of \$40.00, with one year's guarantee;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to contract in the above stated matter accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for mourning decoration for the Board of Education Building on the death of Charles M. Myers, Counsel, and the International Flag & Electrical Decorating Co. was the lowest bidder, in the sum of \$30.00, and the Director did contract accordingly;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the said Director in the above stated matter be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the laundering of towels and bathing suits for the Bureau of Baths; and,

WHEREAS, the Ironbound Laundry Company, Inc., having bid the sum of Sixty-nine Cents (69c) per hundred for the laundering of the towels, and seventy-four cents (74c) per hundred

for the laundering of the bathing suits, is the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the proposal of said Ironbound Laundry Company, Inc., be and the same is hereby accepted and the contract awarded to the Ironbound Laundry Company, Inc., at the price aforesaid, for the term of one year commencing September 1, 1939, and terminating August 31, 1940, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The Director of the Department of Parks and Public Property did require J. Ash to furnish additional drapes on the City Hall front entrance on the death of Michael P. Duffy, on which charge of \$5.00 was made;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the said Director be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of Parks and Public Property did solicit and receive informal bids for two (2) Burroughs Machines, and the Burroughs Adding Machine Co. did submit a bid of \$9.50 per month rental, with option to purchase at \$174.60 each, rental payments to be applied to the purchase price;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to contract in the above stated matter accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Thomas P. Moore and Wilbur B. Kising, Identification Clerks in the Police Division, Department of Public Safety, were increased in salary out of grade on March 1, 1937; and,

WHEREAS, because of said increase the Civil Service Commission held a promotional examination on December 13, 1937, and as a result of

said examination the Civil Service Commission certified the names of Thomas P. Moore, Wilbur R. Kising, Thomas A. Kane, John Caruso and Bernard J. Owens, Jr., and,

WHEREAS, said Thomas P. Moore and Wilbur R. Kising have been receiving a salary of \$2,680.00 per annum since March 1, 1937;

NOW, THEREFORE, BE IT RESOLVED That Thomas A. Kane, John Caruso and Bernard J. Owens, Jr., having been certified as eligible for promotion to the position of Identification Clerk at a salary of \$2,680.00 per annum, be and they are hereby promoted to the position of Identification Clerk at the salaries set forth after their respective names:

Thomas A. Kane, from \$2,000.00 per annum to \$2,680.00 per annum.

John Caruso, from \$2,320.00 per annum to \$2,680.00 per annum.

Bernard J. Owens, Jr., from \$2,320.00 per annum to \$2,680.00 per annum.

payable semi-monthly as other salaries are paid, effective March 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

WHEREAS, Thomas P. Moore and Wilbur R. Kising, Identification Clerks in the Police Division, Department of Public Safety, were increased in salary out of grade on March 1, 1937; and,

WHEREAS, because of said increase the Civil Service Commission held a promotional examination on December 13, 1937, and as a result of said examination the Civil Service Commission certified the names of Thomas P. Moore, Wilbur R. Kisling, they having finished first and second in said examination;

NOW, THEREFORE, BE IT RESOLVED That Thomas P. Moore and Wilbur R. Kisling, having been certified as eligible for promotion to the position of Identification Clerk at a salary of \$2,680.00 per annum, be and they are hereby promoted to the position of Identification Clerk at the salaries set forth after their respective names:

Thomas P. Moore, from \$2,680.00 per annum to \$2,680.00 per annum.

Wilbur R. Kisling, from \$2,680.00 per annum to \$2,680.00 per annum. payable semi-monthly as other salaries are paid, effective March 1, 1940.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, it is in the best interest of the City of Newark to adopt a standard plan for the titles and salaries of its employees to uniformly compensate those having similar responsibilities and performing like duties and to define the progressive steps open to the promotion of its personnel; and

WHEREAS, there has been presented to this Board a studied schedule for standardization of engineering titles and salaries in the Department of Public Affairs with the recommendation by the Director thereof that it be adopted; and

WHEREAS, after careful study and survey it is found that such schedule is comparable to the salary range of Essex County and State Highway Departments; for the same or similar positions; and

THEREFORE BE IT RESOLVED, that the following titles and salary ranges be and the same hereby are approved effective as of March 1, 1940:

Title	Salary Range
Designing Engineer	\$4,500-\$5,400
Principal Asst. Eng.	\$4,500-\$5,400
Assitant Engineer	\$3,300-\$4,200
2nd Asst. Engineer	\$2,400-\$3,000
Transitman	\$1,500-\$1,920
Rodman	\$1,200-\$1,500
Engineering Draftsman	\$2,400-\$3,000
Draftsman	\$1,800-\$2,300

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, has filed project application No. 4510-O-A with the Work Projects Administration to provide employment for 323 persons to be taken from the relief rolls of the city, on a Museum Extension and Art Project, for which Federal funds are requested in the amount of \$277,620.00; and

WHEREAS, in said project application the sum of \$7,200.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, the Prudential Insurance Company is the owner of the building located at 432 Plane Street in the City of Newark, which building contains approximately 25,000 sq. ft. of floor space which is well suited for the operation of said project, and has agreed to lease said building to the City of Newark on a month to month basis;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with the Prudential Insurance Company for the premises hereinbefore described at a rental of \$300.00 per month, payable monthly, said lease to be subject to termination by either the City of Newark or the Prudential Insurance Company on thirty days notice in writing to the other, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, is causing to be

filed with the National Youth Administration Project Application No. 80-5-22-5 to provide part-time employment for 103 youths between 13 and 25 years of age, to be taken from the relief rolls of the City, upon a project to establish recreation centers throughout the City, particularly in the more congested neighborhoods to aid in and alleviate juvenile delinquency by providing recreational leadership; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$9,040.00 is contingent upon the expenditure of \$630.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$630.00 for the purpose aforesaid, when and if the said sum of \$630.00 is appropriated in the 1940 budget for said purpose.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., February 27, 1940.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

699-711 Springfield Avenue; Foley Chevrolet Motor Sales Co.; in a 2nd business district the establishment and operation of an automobile sales station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of one year;

*277 Sixteenth Avenue; Morris Anzis, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending February 1, 1942;

*26 Walnut Street; Katherine Scoras; renewal of permit for lunch wagon; such use to be limited to the period of two years ending January 18, 1942;

*1048-1078 Raymond Boulevard; Triangular Realty Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending February 16, 1941;

*1-11 Centre Street, Robert Treat Garage; renewal of permit for automobile parking station; such use to be limited to the period of one year ending February 16, 1941;

*1095-1103 Raymond Boulevard (29-33 Durand Street: Kim Parking Station, Inc.); renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 6th, 1941;

549-553 Ferry Street; Charles Realty Co., owner; in a 2nd busi-

ness district the construction and operation of a gasoline station including lubritorium; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

378-380 South Orange Avenue. Sun Oil Company. owner; in a 2nd business district the reconstruction of gasoline station; same to be constructed and operated in accordance with the plans filed with this Board and in conformity with the rules of this Board; the building for the lubritorium to be five (5') feet from the building line on the south side of the property; such use to be limited to the period of eight years; (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

Received. copy to be sent to each Commissioner and further action postponed to March 6, 1940.

The City Clerk: Five of these are renewals and can be disposed of at this time.

Mayor: Ellenstein: I will entertain a motion to suspend the rules in these matters.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morris Anzis, owner; for the renewal of permit for retail ice depot; premises 277 Sixteenth Avenue; such use to be limited to the period of two years ending February 1, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Katherine Scoras (Herbert S. Palmer, owner); for the renewal of permit for lunch wagon;

premises 26 Walnut Street; such use to be limited to the period of two years ending January 18, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Triangular Realty Co., (City of Newark, owner); for the renewal of permit for automobile parking station; premises 1048-1078 Raymond Boulevard; such use to be limited to the period of one year ending February 16, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of New-

ark. that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert Treat Garage. Pennsylvania Railroad Company, owner; for the renewal of permit for automobile parking station; premises 1-11 Centre Street; such use to be limited to the period of one year ending February 16th. 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark. that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kim Parking Station, Inc. (Various owners: Theresa Gilvarry, John J. Gillen, Mary Sullivan. Federal Trust Co., Edward Parsley and William Reilly); for the renewal of permit for automobile parking station; premises 1095-1103 Raymond Boulevard; (29-33 Durand Street); such use to be limited to the period of one year ending January 6, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark. that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: There are two other matters in which a suspension of the rules is requested. There were no objectors before the Board of Adjustment.

Commissioner Franklin: I move the rules be suspended in these matters.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Charles Realty Co., owner; for the construction and operation of a gasoline station including lubritorium in a 2nd business district; premises 549-553 Ferry Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board

of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sun Oil Co., owner; for the reconstruction of gasoline station in a 2nd business district; premises 378-380 South Orange Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board, the building for the lubritorium to be five (5') feet from the building line on the south side of the property; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of New-

ark. that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter directed to the Commission's attention by the Zoning Board will take the usual course and be heard one week from today.

Office of The City Clerk
of The City of Newark.
New Jersey.

To:

Hon. Thomas F. Mathis. Secretary of State of the State of New Jersey, State House, Trenton, N. J.

Sir:

I, Harry S. Reichenstein, City Clerk of The City of Newark, do hereby certify that the following is a true, full and correct statement of the result of a Special Election held in The City of Newark, on Tuesday, February 20th, 1940, under the provisions of subtitle 5 of the title Municipalities and Counties of the Revised Statutes (40: 79-1 et. seq.), providing for a municipal manager form of government; that a majority of the votes

cast are against the adoption of aforesaid subtitle; that

The whole number of votes cast on the poll books is 88,390

For the adoption received 32,757

Against the adoption received 53,283

that, annexed hereto is a tabulation of the vote according to ward and district, and comprising all the districts in the City of Newark.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of The City of Newark, this 21st day of February, 1940.

H. S. Reichenstein.
City Clerk.

Subscribed and sworn to this 21st day of February, 1940.

Hubert M. Gladstone, An Attorney-at-law of New Jersey.

Ordered filed.

"Shall subtitle of the title Municipalities and Counties of the Revised Statutes (40:79-1 et seq.) providing for Municipal Manager form of government be adopted in the City of Newark?"

FIRST WARD

Dist.	No. Names Registered	No. Names on Poll Book	Yes	No
1	881	472	94	366
2	642	285	77	202
3	837	380	87	281
4	960	474	122	334
5	983	621	98	513
6	740	303	108	184
7	469	302	34	265
8	616	328	44	268

Dist.	No. Names Registered	No. Names on Poll Book	Yes	No
9	658	264	131	121
10	611	268	115	142
11	675	322	76	224
12	933	591	68	509
13	769	363	71	286
14	728	401	95	291
Total	10,502	5,374	1,220	3,986

SECOND WARD

1	773	278	125	153
2	635	312	92	206
3	584	242	118	120
4	566	258	83	167
5	901	324	80	219
6	853	314	112	197
7	617	257	119	133
8	671	297	133	154
Total	5,602	2,282	862	1,349

THIRD WARD

1	900	373	73	279
2	1,059	352	82	251
3	855	414	61	339
4	650	327	100	212
5	1,050	362	85	257
6	1,082	390	65	301
7	937	387	71	300
8	1,752	729	141	550
9	1,132	422	67	334
10	920	391	77	314
Total	10,337	4,147	822	3,137

FOURTH WARD

1	558	251	90	155
2	412	190	124	60
3	657	276	90	171
4	561	249	102	139
5	785	332	144	178
Total	2,973	1,298	550	703

FIFTH WARD

Dist.	No. Names Registered	No. Names on Poll Book	Yes	No
1	707	310	63	234
2	865	395	117	265
3	798	415	40	365
4	657	257	77	170
5	727	308	81	223
6	862	335	95	227
7	881	423	140	268
Total	5,497	2,443	613	1,752

SIXTH WARD

1	628	334	152	176
2	694	341	76	241
3	922	436	128	297
4	893	385	108	269
5	762	375	140	227
6	805	405	165	221
7	652	310	99	203
8	758	401	188	201
9	589	313	129	175
10	660	370	146	213
11	747	369	138	224
Total	8,110	4,039	1,469	2,447

SEVENTH WARD

1	902	469	82	379
2	846	409	114	281
3	939	400	86	307
4	850	380	51	317
5	824	343	92	243
6	1,131	437	66	359
7	968	332	108	212
Total	6,460	2,770	599	2,101

EIGHTH WARD

1	624	299	163	134
2	457	295	221	73
3	623	303	193	108
4	720	402	291	105
5	791	363	121	227
6	504	206	99	103
7	597	288	157	131

Dist.	No. Names Registered	No. Names on Poll Book	Yes	No	Dist.	No. Names Registered	No. Names on Poll Book	Yes	No
8	720	386	244	134	23	1,205	538	66	462
9	936	403	103	290	24	525	191	83	104
10	559	300	159	140	25	627	321	52	262
11	792	456	283	167	26	654	268	41	223
12	567	292	174	114	27	680	352	147	193
13	652	396	281	109	28	645	370	114	247
14	579	325	225	92	29	733	408	132	265
15	679	299	142	149	30	756	400	170	219
16	1,000	474	54	412	31	763	363	58	297
17	609	274	146	122	32	653	319	117	191
18	440	184	95	87	33	664	315	51	259
19	638	302	205	92	34	520	312	84	226
20	511	241	129	103	35	583	275	95	175
21	473	299	204	90	36	703	339	97	234
22	900	359	193	166	37	671	339	131	195
23	467	353	223	126	38	577	323	103	215
24	756	268	131	126	39	645	318	88	222
25	696	348	179	153	40	633	359	121	233
26	660	334	139	189	41	583	364	90	272
27	609	294	173	115					
28	652	328	158	157	Total	28,421	13,553	4,328	8,910
29	844	365	105	246					
Total	19,060	9,436	4,990	4,265					

NINTH WARD

1	748	395	131	258
2	726	303	137	157
3	949	431	136	285
4	640	298	117	173
5	648	299	113	177
6	444	196	108	80
7	571	267	134	127
8	848	444	146	283
9	594	255	104	149
10	621	235	116	109
11	987	329	164	160
12	731	320	126	184
13	811	343	84	251
14	687	308	115	187
15	606	314	155	147
16	652	358	100	249
17	820	359	99	253
18	660	291	52	236
19	804	322	69	246
20	719	347	88	244
21	769	387	62	314
22	566	278	132	142

TENTH WARD

1	872	442	91	335
2	791	372	126	229
2	800	335	133	183
4	991	420	98	307
5	887	394	118	264
6	1,050	387	170	208
7	877	442	123	306
Total	6,268	2,792	859	1,837

ELEVENTH WARD

1	598	285	157	123
2	631	327	194	127
3	439	173	85	85
4	665	349	172	173
5	550	348	167	171
6	858	425	141	281
7	612	293	187	103
8	585	330	141	178
9	508	255	137	114
10	763	334	146	184
11	657	394	210	172
12	549	290	160	124
13	589	311	158	142

No. Names on Poll Book					No. Names on Poll Book				
Dist.	Regis-tered	Book	Yes	No	Dist.	Regis-tered	Book	Yes	No
14	733	426	240	175	21	881	475	140	323
15	602	298	161	131	22	618	416	173	234
16	744	358	214	136	23	685	448	178	262
17	636	343	203	136	24	569	367	161	191
18	602	357	173	172	25	732	482	199	277
19	476	237	130	103	26	947	618	219	393
20	536	237	105	122	27	767	526	221	297
21	774	301	149	145	28	681	518	271	241
22	838	332	193	131	29	654	416	158	243
Total	13,945	7,003	3,623	3,228	30	643	409	211	190
TWELFTH WARD					31	788	460	186	256
1	856	402	166	222	32	714	494	207	280
2	815	400	160	227	33	549	353	161	184
3	883	432	220	192	34	719	327	129	192
4	884	429	136	287	35	752	337	99	227
5	1,100	464	186	265	36	644	321	136	175
6	699	347	91	231	37	561	333	136	190
7	812	453	104	330	Total	24,535	13,996	5,866	7,819
8	1,062	547	247	280	FOURTEENTH WARD				
Total	7,111	3,474	1,310	2,034	1	1,041	501	75	417
THIRTEENTH WARD					2	1,456	456	113	335
1	728	456	175	272	3	952	434	97	325
2	596	371	178	185	4	775	307	98	198
3	682	355	136	205	5	745	265	49	210
4	686	304	139	154	6	840	402	99	233
5	484	210	95	104	7	757	352	95	244
6	512	198	74	118	8	991	400	154	235
7	510	211	85	120	9	972	358	129	219
8	936	429	194	224	10	870	425	119	294
9	592	299	129	165	Total	9,399	3,900	1,028	2,760
10	444	225	82	137	FIFTEENTH WARD				
11	538	269	94	170	1	631	129	32	96
12	734	346	139	198	2	885	354	86	259
13	602	310	145	156	3	750	331	98	220
14	845	567	224	331	4	762	392	150	223
15	386	204	84	112	5	768	365	178	175
16	548	264	139	117	6	847	396	85	300
17	762	336	166	154	7	917	389	134	240
18	675	421	207	203	Total	5,560	2,356	763	1,513
19	814	569	229	340					
20	557	352	167	179					

SIXTEENTH WARD

Dist.	No. Names Regis- tered	No. Names on Poll Book	Yes	No
1	948	408	135	263
2	1,129	472	135	319
3	807	375	158	204
4	619	374	147	220
5	911	421	205	205
6	815	392	165	216
7	656	312	113	188
8	725	402	131	260
9	687	367	160	196
10	664	341	101	230
11	606	299	153	136
12	619	372	136	227
13	754	359	160	193
14	610	314	132	179
15	636	356	194	160
16	880	452	175	277
17	834	454	170	279
18	711	414	218	187
19	821	381	97	269
20	749	411	179	225
21	543	284	145	125
22	644	369	213	147
23	660	359	156	195
24	851	458	120	319
25	720	381	157	223
Total	18,599	9,527	3,855	5,442

RECAPITULATION

1	10,502	5,374	1,220	3,986
2	5,602	2,282	862	1,349
3	10,337	4,147	822	3,137
4	2,973	1,298	550	703
5	5,497	2,443	613	1,752
6	8,110	4,039	1,469	2,447
7	6,460	2,770	599	2,101
8	19,060	9,436	4,990	4,265
9	28,421	13,553	4,328	8,910
10	6,268	2,792	859	1,837
11	13,945	7,003	3,623	3,228
12	7,111	3,474	1,310	2,034
13	24,535	13,996	5,866	7,819
14	9,399	3,900	1,028	2,760
15	5,560	2,356	763	1,513
16	18,599	9,527	3,855	5,442
Total	182,379	88,390	32,757	53,283

ANNUAL REPORTS

The Annual Report of the following departments were received and ordered filed:

Department of Parks and Public Property for 1939.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution receiving two votes is defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution receiving but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distribut-

ed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

**Board of Assessment and Revision
of Taxes**

**Board of Assessment for Local Im-
provements**

Board of Adjustment

Sinking Fund Commission

**Billing, Collection and Auditing Di-
vision, now in the Water Bureau,**

Martin Act

Pension Funds

Law Department

be and the same are hereby distribut-
ed into the Department of Revenue
and Finance, and the Director of the
Department of Revenue and Finance
is hereby vested with all of the pow-
ers, authority and rights now or here-
tofore vested in or given by any sta-
tute, charter or ordinance relating to
the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

**Board of Assessment and Revision
of Taxes**

**Board of Assessment for Local Im-
provements**

Board of Adjustment

Sinking Fund Commission

**Billing, Collection and Auditing Di-
vision, now in the Water Bureau,**

Martin Act

Pension Funds

Law Department

and shall perform all of the duties
now or heretofore imposed by law
with respect thereto, except the
housing and maintenance of all real
and personal property connected
therewith.

Vincent J. Murphy.

On roll call Commissioners Byrne
and Murphy voted aye; Commissioner
Franklin and Mayor Ellenstein voted
no.

Mayor Ellenstein: The resolution
receiving but two votes is declared
not carried.

RESOLVED, by the Board of Com-
missioners of the City of Newark,
that all of the executive, administra-
tive, judicial and legislative author-
ity and duties given by any statute,
charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Bill-
ing, Collection and Auditing functions
thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education	housing and maintenance of all real and personal property connected therewith.
Newark Technical School	
District Courts	Vincent J. Murphy.
City Clerk	On roll call Commissioners Byrne and Murphy voted aye; Commissioner Frahklín and Mayor Ellenstein voted no.
be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the	Mayor Ellenstein: The resolution having received but two votes is declared not carried.
Streets	Commissioner Murphy: I want just a record made I presented that to the commission today so we can discuss it next week.
Street Cleaning	
Refuse Collection	Mayor Ellenstein: For the purpose of the record, Director Murphy submits a two and one-half page resolution to each member of the City Commission for their study.
Sewers	Commissioner Murphy: In the hope we will be able to discuss it next week if possible. If any of the commissioners want to give me their reaction in the meantime, all right.
Water Department, except the Billing, Collection and Auditing functions thereof,	Mayor Ellenstein: If there are any other resolutions we will proceed to ballot to fill the vacancy in the Newark City Commission.
Airport	Are there any recommendations?
Docks	Commissioner Byrne: Thomas Guthrie.
Passaic River Waterfront	Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.
Municipal Waterfronts	
Port Newark Development	On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.
Art Commission	Mayor Ellenstein: Mr. Guthrie re-
Free Public Library	
Museum	
Board of Education	
Newark Technical School	
District Courts	
and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the	

ceiving but one vote is declared not elected.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. As many as are in favor of Mr. D'Aloia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne

voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Dr. Angelo R. Bianchi.

Mayor Ellenstein: Director Byrne presents the name of Dr. Angelo R. Bianchi. As many as are in favor of Dr. Bianchi being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Bianchi having received but one vote is declared not elected.

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Frank-

lins and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin receiving but one vote is declared not elected.

Any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Any other presentations?

Director Byrne: Dr. Charles F. Restaino.

Mayor Ellenstein: Dr. Charles F. Restaino is presented by Director Byrne. As many as are in favor of Dr. Restaino being chosen to fill the

vacancy will signify by saying aye, contrary no; the Clerk will call the roll.
y

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Restaino having received but one vote is declared not elected.

I will present the name of Dr. Frank Cozzoline, a member of the Board of Education who has given excellent service to the City of Newark; an outstanding citizen and a representative not of my political faith. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline is declared not elected having received but two votes.

Are there any other presentations?

Commissioner Byrne: Gerald M. F. McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Any other presentations?

What is the disposition of the Commission?

Commissioner Murphy: Don't forget the budget conference.

Mayor Ellenstein: That is arranged for Friday morning at 10:30.

Commissioner Byrne requested more time to examine the budgets of the various departments.

Commissioner Murphy: Then you had better set it for Tuesday and then we will all have time.

Mayor Ellenstein: Then why not make it Monday?

Commissioner Murphy: All right.

Mayor Ellenstein: That is saving a day. Let us make it 10:30 on Monday, and let us all try to be there on time.

Now, what is the disposition of the Commission? Is there any other business?

There apparently being no other business, a motion to adjourn would be proper.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

March, 1940

Newark, N. J., March 6, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to control the use, sale and distribution of exterminators and insecticides.

The Board of Commissioners of the City of Newark, Do Ordain:

1. No person, persons, firm, partnership or corporation shall sell, or offer for sale, or give away or distribute in the City of Newark, any poisonous substance as an exterminator or insecticide unless the container bears a label legibly and conspicuously printed with the word "POISON" and the symbol of the skull and crossbones in red ink, followed with the words "CAUTION"—This exterminator or insecticide contains (State name of the poison) a deadly poison, together with the antidote therefor and the name and address of the manufacturer or packer, and the words, "POISON" "CAUTION," "ANTIDOTE" in block type of a larger size than the other wording, viz:

POISON

SYMBOL

(SKULL & CROSSBONES)

This exterminator or insecticide
contains

(Insert name of poison)

A deadly poison

ANTIDOTE—State briefly.

Manufactured (or packed) by

Name

Address

2. The term "exterminator" or "insecticide" as used herein shall mean and include any substance, not a fumigant, under whatever name known, used for the destruction or control of insects, vermin, rodents, or other pests.

3. No person, persons, firm, partnership or corporation shall sell, offer for sale or give away any fluoride to be used as an exterminator or insecticide, unless said fluoride is distinctly colored Nile Blue. No fluoride other than fluoride distinctly colored Nile Blue shall be used as an exterminator or insecticide by anyone other than persons engaged in the business of extermination.

4. No person, persons, firm, partnership or corporation shall prepare or manufacture, sell, offer for sale, give away, deal in, supply or use, or have in his or her or its possession, with intent to sell, offer for sale, give away, deal in, supply, or use an exterminator or insecticide which contains living bacterial organisms or any culture or preparation thereof.

5. Any person, persons, firm, partnership or corporation violating the provisions of this ordinance shall, upon conviction thereof, be liable to a penalty of not more than twenty-five dollars (\$25) or not more than ten days in jail, for each and every offense.

6. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

7. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that March 20, 1940, at 11 A. M., Stand-ard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4, of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in the City of Newark,' adopted July 1, 1931," adopted September 14, 1938, and stated that to-day was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mr. C. Wallace Vail, 60 Park Place:

Gentlemen, I am here today representing the Milk Processors Association of Northern New Jersey, and we oppose the passage of this ordinance on the ground that it unfairly discriminates against the small dealer. As the thing is set up, the large dealer can get a license and have as many wagons under that as he wants. The small dealer can get a license and because he is economically limited to one wagon he can't put on any more.

Of course, the answer to that may be that he has the same right to expand. That is true. But, on the other hand, we all know as a practical matter that he cannot do that, and for that reason it is an unfair thing to limit these licenses in an arbitrary manner to 1,500.

Commissioner Franklin: To what number?

Mr. Vail: One license for each 1,500 of population. I don't know just exactly how many licenses that will be.

Mayor Ellenstein: About 300 licenses.

Mr. Vail: I don't know whether there are 300 now but I understand that there is approximately that number, but whether or not there are any licenses that can be issued under this ordinance is of no moment because the limitation put on that number is an arbitrary one, and I respectfully bring the Commission's attention to this case which was decided by the Supreme Court, and that is *Sheffield vs. Seaman*, which you are probably familiar with. It had to do with the issue of licenses by the City of Perth Amboy, and the court there said that they could not arbitrarily refuse to issue a license if the person making application for one had complied with all the regulations, and the court said:

"A reason for refusal to grant

a permit to sell milk within a city that it had enough milk dealers, and that the city had the situation 'well in hand,' is unreasonable, arbitrary, capricious and discriminatory, and unlawfully curtails the applicant's common law right to engage in the business, notwithstanding full compliance with state and city requirements."

Now, this ordinance falls squarely within this decision, saying that it has enough milk dealers, and that could be the only reason for limiting the licenses as prescribed by the ordinance.

Now, without going into some of the other provisions of the ordinance, I think that that provision alone is sufficient to bring it within the Fourteenth Amendment of the Constitution, which affords every person equal protection and the full right to engage in any business that is proper at common law, and conducted on an equal basis with everybody else.

I would like the Commission to consider whether or not this ordinance can possibly be upheld if it is passed, and I respectfully submit that this *Seaman* case is dispositive of the Constitutionality of the thing, and it should not be passed.

Mayor Ellenstein: In view of that it might be well to refer the ordinance back to the Law Department.

Commissioner Franklin: Mr. Blank handled this ordinance. We have attempted, through the medium of an ordinance for the past four or five years, to regulate this licensing of retail dealers to a reasonable use. The thing that we really want to guard against is an unreasonable use of the permit in the hands of the prospective owner. As the situation stands now—and I don't know whether you are talking against this or not—

Mr. Vail: I couldn't tell you that.

Commissioner Franklin: But John Jones comes along and he asks for a permit. He has to have customers so he goes out, and you are the little independent dealer; you have three or four hundred quarts of milk in your own little business, and through the friendship with this or that one he goes out and steals half or one-third of your customers, and the next fellow comes along and he will steal some more of your customers so it gets to the point where no one is doing any volume of business so as to give him an income to properly sustain himself, and then he begins to get into violation, and if he cannot run his route because he has not sufficient volume of business then he begins to create violations, which is quite the normal and human thing to do, and it has been a process that we have gone through in adopting these various ordinances and trying to regulate it so that under some rule of law we are able to fix the number of persons who have licenses, and that is the reason for attempting now to limit it according to the population, because if we have three hundred, and that three hundred is the number that normally can supply the City of Newark, why have six hundred, when six hundred will only ruin the business, from an economic standpoint, and create violation from a health standpoint.

Now, Mr. Blank, from the standpoint of the constitutionality of this ordinance, I think probably can say something about it.

Assistant Corporation Counsel Blank: This matter before the Commission today is merely an amendment to the existing ordinance. As to whether or not the existing Ordinance is constitutional is a question for the court to decide, and that is a question that has been brought up several times before the Supreme Court and several times the Supreme Court has decided that issue in respect to mat-

ters pertaining to the City of Newark.

This amendment merely limits the number of licenses to one for every 1,500 population.

As to whether or not the City has a right to do that is to be construed not merely alone but in the light of the general subject matter. Of course, I am familiar with the Sheffield case and the Sheffield case does touch the subject, but Mr. Vail's statement is in connection with the constitutionality of the entire ordinance. If this amendment were to fail the ordinance would still be in existence and the Board of Health would still operate it, and the only way to test the constitutionality is to take the matter to the court, but the matter before the Commission today is one of amendment. If this amendment is to be defeated the ordinance is still in existence, and if there is any defect there is nothing that can be done at the present time. If there is any defect in the constitutionality it is a matter of the entire ordinance, and the Commission can revoke the entire ordinance, but the amendment has nothing to do with the constitutionality, and the Sheffield case has not touched the number of licenses except as to arbitrarily turning down the number of applicants. The court felt that there should be some step, some method so that the distribution of licenses could be regulated, so I say this, if this amendment were to be defeated the question of the constitutionality of the entire ordinance would not be solved by defeating this ordinance.

Mayor Ellenstein: Is the 1500 figure fixed in the present ordinance?

Mr. Blank: I don't believe there is any limitation in the existing ordinance. The existing ordinance may be an unconstitutional one.

Commissioner Franklin: The exist-

ing ordinance does not fix the number?

Mayor Ellenstein: You are objecting to this feature?

Mr. Vail: I am objecting to that feature, and then, there are some other features here, and that is, a person to whom a license has been issued, if he does not like Bill Smith from whom he buys the milk, he can't buy from anyone else under this ordinance, unless he first get written permission from this Commission. Now that is another capricious regulation.

Commissioner Murphy: Under the new amendment?

Mayor Ellenstein: He says that a person who buys from a certain source cannot change the source without getting the consent of this Commission. Did I understand you to say that?

Mr. Vail: That is my understanding of the ordinance.

Mr. Blank: That is not true. That is not the subject matter of the amendment.

Mr. Vail: I have the ordinance here. It is a very fine print. It may be a little difficult for me to find it but I think I can find it. It is Sub-division 3, Section 8, I believe.

Mayor Ellenstein: What objection is there to Mr. Vail meeting with you and having him go over the cases with you and see if you cannot come to some common ground on some of the features that are objectionable?

Mr. Vail: I will be very pleased to do it.

Mayor Ellenstein: There is no hurry about this ordinance. It can wait another week, and I think you can go down and show Mr. Blank all of your legal authority on the various points.

If it is in the ordinance I agree with you that is a capricious regulation.

Mr. Blank: That is not the subject matter of the amendment.

Mayor Ellenstein: Is that in the original ordinance? If it is in the original ordinance it ought to be taken out.

Mr. Vail: Mr. Mayor, it may not be the subject of this case but it is in here.

Mayor Ellenstein: Suppose you take it up with Mr. Blank during the course of the week and in the meantime a motion to defer consideration of the ordinance for one week will be in order.

Commissioner Franklin: I move that action on this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: If you cannot get together with Mr. Blank and get in accord on all these provisions that you speak of, then you return next week.

Mr. Vail: Thank you for your courtesy, gentlemen.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Sixty-one Thousand Three Hundred Thirteen Dollars and Fifty-nine Cents (\$61,313.59) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows: Remissions Prior Years

Taxes Granted by State
Board of Tax Appeals\$61,313.59

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand Seven Hundred Forty-two Dollars and Fifty-two Cents (\$22,742.52) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from February 16th, 1940 to February 29th, 1940, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears of Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	7,001.73
W. P. A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,200.82
Second District Court	1,111.64

\$ 22,742.52

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Sixteen Dollars and Seventy-three Cents (\$916.73) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment Comptroller	\$868.70
Reserve for Overpayment Tax Receiver	48.03
	<hr/>
	\$916.73

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Six Hundred Eighty Dollars (\$3,680.00) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the Supplementary payrolls of the Tax Board, Department of Revenue and Finance, from January 15th to February 26th, 1940, as follows:

Tax Board	\$3,680.00
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Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Ninety-one Dollars and Ninety Cents (\$91.90) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$66.01
Maintenance Foreclosed	
Properties	25.89
	<hr/>
	\$91.90

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Sixty-eight Dollars and Seventy-five Cents (\$268.75) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the Supplementary payroll of the Tax Revaluation W. P. A. Project No. 5406-7, from December 1st, 1939 to February 18th, 1940, as follows:

Tax Revaluation	
(W.P.A. Project 5406-7)	\$268.75

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Thousand Dollars (\$500,000.00) be and the same is hereby appropriated to persons named

on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School Maintenance \$500,000.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Hundred Fifty-four Dollars and Ten Cents (\$354.10) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic Beverage Control	\$ 60.00
Police Courts	50.00
Building Division	143.00
Electrical Bureau	101.10
	<hr/>
	\$354.10

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Seventeen Thousand, Nine Hundred Ninety-eight Dollars and Thirteen Cents (\$217,998.13) be

and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from February 16th to 29th, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,262.47
Electrical Division	1,785.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	130,239.60
Fire Division	79,218.98
	<hr/>
	\$217,998.13

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Twenty-five Dollars and One Cent (\$925.01) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$925.01
Pearce R. Franklin	
Vincent J. Murphy	
Jos. M. Byrne, Jr.	
M. Ellenstein	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Nine Hundred Ninety-Three Dollars and Twelve Cents (\$7,993.12) be and the same are hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Public Outing	\$ 60.00
Law Department	11.50
Director's Office	149.84
Emergency Relief	7,458.58
Emergency Relief	310.66
Director's Office	2.54
	<hr/>
	\$ 7,993.12

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Four Thousand Seven Hundred Sixty-three Dollars and Twenty-seven Cents (\$104,763.27) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of February, 1940, as follows:

Director's Office	\$ 1,383.32
W. P. A. Project	166.66
Bureau of Health	23,599.81
Bureau of Health (Sup- plementary Payroll)	1,703.26
Newark City Hospital	24,277.56
Convalescent Hospital	1,933.34
Newark City Home	3,154.83
Bureau of Baths	5,288.31
Newark City Alms House ..	2,451.25
Ivy Hill Power Plant	2,783.76
Outdoor Poor Department ..	1,637.48
Law Department	3,933.29

Board of Adjustment	470.00
Emergency Relief—	
Administration	31,980.38
	<hr/>
	\$104,763.27

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin. Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Affairs, from February 1st to 29th, 1940, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Fourteen Thousand Two Hundred Twelve Dollars and Forty-five Cents (\$14,212.45) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from February 16th to February 29th, 1940, as follows:

Director's Office\$ 1,029.15

Smoke Abatement	179.16
Public Buildings	8,546.23
Public Buildings—	
City Owned Property	212.66
Weights and Measures	541.66
Printing and Stationery	185.00
Shade Tree	1,457.49
W. P. A. Project 1485-7 ..	208.33
Central Purchase	1,852.72
	<hr/>
	\$ 14,212.45

Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand Twenty-two Dollars and Sixty-four Cents (\$3,022.64) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending February 28th and March 2nd, 1940, as follows:

Shade Tree	\$1,716.64
Public Buildings	1,306.00
	<hr/>
	\$3,022.64

Jos. M. Byrne, Jr.
 M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Thousand, Seven Hundred Nineteen Dollars and Five Cents (\$1,719.05) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewers	\$ 82.00
Street Cleaning	1,622.05
Water	15.00
	<hr/>
	\$1,719.05

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Seven Hundred Eighty-nine Dollars and Fifty-two Cents (\$37,789.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending February 28th, 1940:

Bureau of Motors	\$ 2,644.19
Bureau of Streets	1,526.97
Bureau of Sewers	907.58
House Sewer Connections..	411.03
Bureau of Street Cleaning	23,407.93
Street Construction	114.60
Bureau of Water	8,777.22
	<hr/>
	\$ 37,789.52

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eighty-nine Dollars and Thirty-four Cents (\$389.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Public Lighting	\$ 5.00
Docks	16.00
Newark Airport	8.30
Street Cleaning	6.70
Streets	15.50
Water	293.78
City Panning WPA Project	
5358-'	26.34
Toy Mending WPA Project	
5618-'	17.72
	<hr/>
	\$389.34

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Three Hundred Eighty-eight Dollars and Fifty Cents (\$2,388.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Clifton Avenue)	
WPA Project 6069-7	\$2,388.50

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Two Thousand Three Hundred Forty-nine Dollars and Twenty-seven Cents (\$2,349.27) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
WPA Project 6926-7	\$1,011.11
Toy Mending	
WPA Project 5618-7	200.00
Street Cleaning	
WPA Project 6409-7	112.50
City Planning	
WPA Project 5358-7	425.66
N.Y.A. Home Making,	
WPA Project 76-7	150.00
N. Y. A. Garment	
WPA Project 19-3EN42	50.00
Furniture and Metal Work	
WPA Project 5209-A	400.00
	<hr/>
	\$2,349.27

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand Three Hundred

Thirty-four Dollars and Ninety-four Cents (\$9,334.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 7,305.95
Consolidated N.Y.A. Applications	400.00
Care and Relief of Indigent Children	178.15
Street Cleaning	1,056.00
City Clerk	228.00
Surveys	7.30
Newspapers	26.69
Water	81.00
Contingent Account, Resolution 6762	51.85
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	\$ 9,334.94

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-six Thousand Four Hundred Eighty Dollars and Twelve Cents (\$46,480.12) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period February 16th-February 29th, 1940, both inclusive:

Director's Office	\$ 1,452.07
Public Lighting	432.50
Bureau of Streets	5,776.67
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	1,039.97

Bureau of Street Cleaning	4,206.57
Bureau of Surveys	3,679.99
Engineering Division	1,338.32
Bureau of Motors	1,927.63
Bureau of Water	19,187.38
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Swimming Pool Projects	708.33
City Clerk	3,223.64
Elections	642.50
	<hr/>
	\$ 46,480.12

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the following named person be and the same is hereby appointed as Constable of the City of Newark, for the term expiring December 31, 1940:

William A. Goldman, 61 Weequahic Avenue.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

CONSTABLE'S BOND:

William A. Goldman.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the \$250,000 Bond Anticipation Note of The City of Newark, dated December 7, 1939, payable March 7, 1940, issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on July 19, 1939, is outstanding, and there are no funds in the City Treasury which are available for the payment of said note, and the Board of Commissioners desires to renew said note as hereinafter provided: NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Resolve as follows:

Section 1. For the purpose of renewing said outstanding \$250,000 Bond Anticipation Note dated December 7, 1939, payable March 7, 1940, there shall be issued pursuant to the Local Bond Law of New Jersey, a note of the City of Newark of the aggregate principal amount of \$250,000 to be designated "Bond Anticipation Note." Said note shall be dated the 7th day of March, 1940, and shall be payable the 7th day of June, 1940, and shall bear interest at a rate

which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Said note shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said note and to issue said note in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note, and that said note is within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note not determined by this resolution, and also the power to sell said note, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note in the manner provided by law.

Section 4. Said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturity of said note sold pursuant to this resolution at the meeting of said Board of Commissioners next succeeding the sale of such note.

Section 5. All moneys borrowed by the issuance of said note shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$250,000 Bond Anticipation Note date December 7, 1939, payable March 7, 1940.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to provide for the issuance of notes in anticipation of the issuance of the \$1,175,000 Poor Relief Bonds of the City of Newark which are to be issued pursuant to the ordinance hereinafter described: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark, that there shall be issued pursuant to Section 3 of Chapter 332 of the Laws of 1939 of New Jersey, as amended, negotiable notes of the City of Newark of the aggregate principal amount of \$1,175,000, in anticipation of the issuance of the \$1,175,000 Poor Relief Bonds of 1940 of said City, which are authorized by the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of the City of Newark," adopted by the Board of Commissioners on the 28th day of February, 1940.

FURTHER RESOLVED, That each note issued pursuant to this resolution shall be dated on or about the date of its issuance and shall be payable not more than six months after its date and shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are with-

in every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes he sold.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Mary E. Roke is the widow of Walter Roke who was an Honorably Discharged veteran, and is entitled to an annual exemption of \$500.00 from the assessed value of her real estate, but failed to obtain same for the year 1939; and,

WHEREAS the said Mary E. Roke still is living in widowhood; and

WHEREAS, On October 1st, 1938, Mary E. Roke was the owner of record of premises known and designated as Block 1992, Lot 18, 109 Polk Street, Newark, New Jersey, which was assessed at a valuation of \$2,100.00; tax \$95.55;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Mary E. Roke be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on her property known as Block 1992, Lot 18, 109 Polk Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Dr. W. Panitch is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain the same for 1939; and,

WHEREAS on October 1st, 1938, the said Dr. W. Panitch was the owner of personal property located at 90-92 Baldwin Avenue, Newark, which was assessed at a valuation of \$800.00, tax \$46.40;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Dr. W. Panitch be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Thomas Squartino is an Honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS On October 1st, 1938, Thomas Squartino was the owner of record of premises known and designated as Block 593, Lot 7, 572 North 7th Street, Newark, New Jersey, which was assessed at a valuation of \$2,300.00, tax \$104.65;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Thomas Squartino be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 593, Lot 7, 572 North 7th Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Alfonse Gialanella is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Alfonse Gialanella was the owner of record of premises known and designated as Block 4058, Lot 2, 94 Alexander Street, Newark, New Jersey,

which was assessed at a valuation of \$3,800.00, tax \$172.90;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Alfonse Gialanella be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 4058, Lot 2, 94 Alexander Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Vincenzo Caruso is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEPEAS he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 531, Lot 4, 240 Garside Street, Newark, which property was assessed at a valuation of \$5,000.00, tax \$227.50;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Vincenzo Caruso be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Philip A. Bayer is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938 Philip A. Bayer was the owner of record of premises known and designated as Block 1814, Lot 41, 237 Twelfth Avenue, Newark, New Jersey, which was assessed at a valuation of \$5,100.00, tax \$232.05;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Philip A. Bayer be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 1814, Lot 41, 237 Twelfth Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, the Prosecutor, Porto

Rican American Tobacco Co., was successful in a writ of certiorari to review an action brought by the City of Newark, in the matter of omitted taxes for the year 1937; and,

WHEREAS, the Supreme Court has allowed costs of \$95.10, and these costs are properly payable;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of \$95.10 be and is hereby appropriated in payment of the attached bill of costs, which is attached hereto and made a part hereof; and the Director of the Department of Revenue and Finance be and he is hereby directed to pay the same to Parnell and Krueger, Attorneys for the Porto Rican American Tobacco Co., upon their giving a warrant for the satisfaction of judgment of costs, approved as to form by the Law Department.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, pursuant to a resolution adopted by this Board of Commissioners on February 21st, the Director of the Department of Public Affairs advertised for sealed proposals for the sale by The City of one six-inch hydraulic dredge and equipment owned by the Bureau of Water of the Department of Public Affairs, and,

WHEREAS, the Hudson County Mosquito Extermination Commission, the only bidder, submitted a bid of

\$9,500, accompanied by a certified check in said amount for the purchase of said dredge and equipment; and

WHEREAS, it is felt that the said sum of \$9,500 is a fair and equitable price for the same,

THEREFORE BE IT RESOLVED, That the Director of the said Department of Public Affairs be and he hereby is authorized and directed to dispose of such dredge and equipment to the said Hudson County Mosquito Extermination Commission on its bid of \$9,500, and to execute the necessary bill of sale therefor.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The Director of Relief has recommended to the Director of the Department of Public Works that the premises at 88-98 Branford Place, Newark, New Jersey, heretofore occupied by the Relief Director on a month to month agreement as the Lincoln Park District Office of the Department of Public Welfare, be leased for a period of two (2) years, commencing March 1, 1940, to terminate February 28, 1942, at an annual rental of Thirty-three Hundred Dollars (\$3,300.00), in equal monthly instalments of Two Hundred and Seventy-five Dollars (\$275.00); said lease to be entered into with the Standard Building Block Co., a corporation of the State of New Jersey, and the Aetna Realty Company, a corporation of the State of New Jersey, as landlords;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to enter into a lease with the Standard Building Block Co. and the Aetna Realty Company, for the second floor of the building located at 88-98 Branford Place, Newark, New Jersey, for a term of two (2) years, commencing March 1, 1940, terminating February 28, 1942, at an annual rental of Thirty-three Hundred Dollars (\$3,300.00), payable in equal monthly instalments of Two Hundred and Seventy-five Dollars (\$275.00), in advance, on the first day of each month; subject to the terms and conditions to be approved by the said Director, and in form to be approved by the Law Department.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the contract for the demolition of the Municipal Hangar at Newark Airport be and the same is hereby awarded to Reichman and Hoffman Bros., Inc., they being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of their bid being One Thousand Three Hundred Sixty-six Dollars (\$1,366.00).

AND BE IT FURTHER RESOLVED That the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute on the part of the

City of Newark the proper contract for the carrying out of the said work.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Bureau of Docks and the Newark Airport be and they are hereby combined, and shall hereafter be known as "Port Newark Operations"; and,

BE IT FURTHER RESOLVED, That the budgetary appropriations for the Bureau of Docks and the Newark Airport be and they are hereby combined under the title of "Port Newark Operations"; and,

BE IT FURTHER RESOLVED, That this newly created Division of "Port Newark Operations" be and it is hereby allocated to the jurisdiction of the Department of Public Affairs.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Franklin offered the following resolutions:

WHEREAS, Julius Kaplan of the City of Newark, New Jersey, did on

July 7, 1938, deposit with the City Clerk of the City of Newark, the sum of Five Hundred Dollars (\$500.00) for a plenary retail consumption license, and a receipt therefor was given to Julius Kaplan; and

WHEREAS, The City of Newark denied the application as filed by Julius Kaplan, and upon demand by Julius Kaplan and Albert Hauser, who alleged Julius Kaplan was his agent, for the refund of Four Hundred and Fifty Dollars (\$450.) due because of the denial of said application, The City of Newark left both parties to their remedies at law to determine the rightful claimant to the refund of Four Hundred and Fifty Dollars (\$450.00); and,

WHEREAS, suit was instituted in the First District Court of the City of Newark by Albert Hauser against the City of Newark, a municipal corporation, and in the alternative, Julius Kaplan, wherein it was alleged and proven to the satisfaction of the said court that Julius Kaplan was acting for and in behalf of Albert Hauser, in the above premises;

WHEREAS, in the judgment of the First District Court, rendered November 21, 1939, Albert Hauser was adjudged to be entitled to the refund from The City of Newark in the sum of Four Hundred and Fifty Dollars (\$450.00); and,

WHEREAS, Albert Hauser has filed with the Law Department of the City of Newark a properly and legally executed warrant for satisfaction of judgement in the aforementioned suit;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the said sum of Four Hundred and Fifty Dollars (\$450.00) be and the same is hereby ordered paid to the said Albert Hauser, and Klein & Klein, Esquires, his attorneys, and the Director of the De-

partment of Revenue and Finance be and he is hereby authorized and directed to return to the said Albert Hauser, and Klein & Klein, Esquires, his attorneys, the sum of Four Hundred and Fifty Dollars (\$450.00), for the reasons hereinbefore set forth

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Fannie Cecere, of 139 New Jersey Railroad Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of The City of Newark, on June 14, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board at the time of the filing of said application the sum of Five Hundred Dollars (\$500.00); and,

WHEREAS, said License could not be issued because of the failure of said applicant to qualify as to citizenship, and did not come from a country where a trade treaty is in effect; and,

WHEREAS, the said Fannie Cecere is now entitled to a refund of Four Hundred and Fifty Dollars (\$450.00);

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the said sum of Four hundred and fifty dollars (\$450.00), be and the same is hereby ordered paid to the said Fannie Cecere, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Fannie Cecere, the sum of Four Hundred and

Fifty Dollars (\$450.00) for the reason hereinbefore set forth.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property has received from the Burroughs Adding Machine Company a proposal in answer to his request for the maintenance of fifty (50) or more machines in the various departments of the City government, that if the City would enter into a contract with the Burroughs Adding Machine Company for a period of one year for the maintenance of said machines, the City would save approximately fifteen per cent (15%);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with the Burroughs Adding Machine Company for the maintenance of the said fifty (50) or more machines in the various departments of the City government, for a period of one year, effective March 1st, 1940, in form approved by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering milk, cream and sugar for the Department of Public Works and asphalt binder mixture, asphalt concrete mixture, and ready mixed concrete, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6810 dated February 14, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and

directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

PEIRCE-TREDINICK COMPANY.
INC.—Newark, N. J.

(Public Affairs)

Approx. 1,000 lin ft. 6" spiral steel welded pipe with victaulic couplings @ .655 foot.

Approx. 1,000 lin ft. 4" spiral steel welded pipe with victaulic couplings @ .457 foot.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6762 dated February 7, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the

Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

NEW JERSEY TOBACCO COMPANY—Newark, N. J.

(Public Works)

Approx. 36 gross tobacco, Show Boat,
3-oz. @ \$5.18 gross.

Approx 84 gross tobacco, Boka, 2-oz.
@ \$10.37 gross.

Approx. 84 gross tobacco, Veterans,
2-oz. @ \$10.75 gross.

Approx. 84 gross tobacco, Plow Boy,
2 oz. @ \$10.50 gross.

Approx. 84 gross tobacco, Campbell's
Kentucky, 2-oz. @ \$10.37 gross.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6810 dated February 14, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that

the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

HARRISON SUPPLY COMPANY--
Harrison, N. J.

(Public Affairs)

Approx. 250 50 lb. bags Masterbuilder "Omicron" admixture for cement mortar @ \$.095 lb.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8681 dated February 21, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and

delivering said material to the City of Newark be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Photographic supplies for the Bureau of Records, (Department of Public Safety) and Bureau of Water (Department of Public Affairs) for the period of six (6) months from date of award, to the following named firm at the approximate total shown herein (unit prices shown on list on file in the Department of Central Purchase):

L. KALTMAN SONS, INC.—Newark, N. J., approximately \$1,144.78.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6763 dated February 7, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

F. BOWDEN COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 2,700 ft. tile pipe (purchases to be based on sizes 4 to 24" inclusive) for the following discount below standard list price adopted by the Manufacturers, January 12, 1928, less 53%.

Approx. 300 tile specials (to include all bends, Y branches, stoppers, tees, or traps of the above mentioned sizes) for the following discount below standard list price adopted by the Manufacturers, January 12, 1928, less 53%.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, James J. Madden was appointed to the position of Mason, Police Division, Department of Public Safety, by resolution of the Board of Commissioners of the City of Newark, adopted January 24, 1940, at the prevailing rate of wage, \$13.50 per day; and

WHEREAS, notification has been received from the Bricklayers, Masons and Plasterers Local No. 3 to the effect that the present wage scale of masons in the City of Newark is \$1.85 per hour;

NOW, THEREFORE, BE IT RESOLVED, that the salary of said James J. Madden be and the same is hereby changed from \$13.50 per day to the prevailing rate of wage, \$1.85 per hour, effective March 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, John Brown was appointed to the position of Mason Helper, Police Division, Department of Public Safety, by resolution of the Board of Commissioners of the City of Newark, adopted January 24, 1940, at the prevailing rate of wage, \$1.00 per hour; and

WHEREAS, notification has been received from the Laborers' Union, Local No. 112, to the effect that the present wage scale of mason helpers in the City of Newark is \$1.12½ per hour;

NOW, THEREFORE, BE IT RESOLVED, that the salary of said John Brown be and the same is hereby changed from \$1.00 per hour to the prevailing rate of wage, \$1.12½ per hour, effective March 1, 1940;

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing on the semi-monthly payrolls of the Department of Parks and Public Property for the first half of March, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PRINTING AND STATIONERY

Joseph G. Gebhard, temporarily appointed Utilityman at a salary of \$30.00 per week, for a period of two weeks, effective March 6th, 1940.

PUBLIC BUILDINGS

John Jones, temporary Painter, services terminated, effective March 1st, 1940.

Ernest Gfeller, temporary Painter, services terminated, effective March 1st, 1940.

Ben Krusch, temporary Plasterer-Mason, services terminated, effective March 1st, 1940.

Al Gialanella, temporary Plasterer
Mason, services terminated, effective
March 1st, 1940.

Walter Dickerman, temporary
Watchman, services terminated, ef-
fective March 4th, 1940.

Charles Harroun, temporary Fire-
man, service terminated, effective
March 1st, 1940.

Frank Rooney, temporarily appoint-
ed Fireman, at a salary of \$3,000.00
per annum, effective March 1st, 1940,
not to exceed a period of two months.

SHADE TREE

Sam Cohen and George Oxman,
temporarily appointed as Laborers,
effective March 7th, 1940, at a wage
of Sixty cents (\$.60) per hour, for a
period of two weeks.

These laborers have been appointed
to clear away the debris caused by the
ice storm of March 4th, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED, that the title of Sani-
tary Engineer be and the same is
hereby created in the Bureau of
Health, Department of Public Works,
at a salary of \$3,200 per annum, ef-
fective March 1, 1940.

Salary for the above mentioned po-
sition is to be paid from the Federal
Social Security, Health Sanitation

Funds. No city funds are to be ex-
pended for this work whatsoever.
This is a program sponsored by the
United States Public Health Service.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the title of Court
Stenographer be and the same is
hereby created in the Bureau of
Health, Department of Public Works,
at a salary of \$3,000 per annum, ef-
fective March 1, 1940.

Salary for the above mentioned po-
sition is to be paid from the Feder-
al Social Security Health Sanitation
Funds. No city funds are to be ex-
pended for this work whatsoever.
This is a program sponsored by the
United States Public Health Service.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Franklin offered the
following resolution:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to

the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Foley Chevrolet Motor Sales Co., (N. J. Aluminum Co., owner); for the establishment and operation of an automobile sales station in a 2nd business district; premises 699-711 Springfield Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Hayden (Office of Clancy and Murphy): I am from Mr. Clancy's office and if you should desire him he will be here in five minutes' time.

City Clerk Reichenstein: He is the proponent.

Commissioner Byrne: Were there any objections?

City Clerk Reichenstein: There were, at the Board of Adjustment meeting.

Commissioner Byrne: No one is present here today?

City Clerk Reichenstein: No.

Commissioner Byrne: I move its adoption.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., March 5, 1940.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*14-16 Maiden Lane, William Walker; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 29, 1941;

*75-79 Edison Place, John V. Martin; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 18, 1941;

*196-200 Mulberry Street, Oscar Berkowitz; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 1, 1941;

*1184-1190 Broad Street, Dalco Filling Station; renewal of permit

for automobile parking station; such use to be limited to the period of two years ending February 6th, 1942.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matter to be heard by the Board of Commissioners at its meeting of March 6, 1940)

Received, copy to be sent to each Commissioner, and further action postponed to March 13.

The City Clerk: Mr. Mayor, there was referred to this Board four matters in which a suspension of the rules is requested. They are renewals and may be disposed of at this time under a suspension of the rules.

Commissioner Franklin: I move the rules be suspended in these matters.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William Walker (Anna Walker, owner); for the renewal of permit for automobile parking station; premises 14-16 Maiden Lane; such use to be limited to the period of one year ending January 29, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use to be allowed:

Application of John V. Martin (Estate of Theodore F. Johnson, owner); for the renewal of permit for automobile parking station; premises 75-79 Edison Place; such use to be limited to the period of one year ending January 18, 1941;

And the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Oscar Berkowitz (Commonwealth Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 196-200 Mulberry Street; such use to be limited to the period of one year ending March 1, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Dalco Filling Stations (Arthur F. Egner, owner); for the renewal of permit for automobile parking station; premises 1184-1190 Broad Street; such use to be limited to the period of two years ending February 6, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I want to present the budget so that the members of the Commission can be on record in the regular meeting, for those that want to sign and those that don't.

Mr. Byrne: Are you going to sign the budget?

Commissioner Byrne: I have already voted on it.

Commissioner Murphy: It has been in conference. As a matter of record in the meeting, the budget is presented.

Mayor Ellenstein: I will present an amended budget with \$25,000 to be added to the Airport, to purchase the Standard Oil Company hangar, so that the City can use the Administration Building for the next ten years, and then, during the course of the day—or it can be added now—we can call your auditor up here now and add that to the Airport budget, and on the final adoption the City Commission can do as it feels about it. However, it ought to be passed upon by the State Auditor, Mr. Darby.

Commissioner Murphy: The City Commission can increase the budget or decrease the budget at any time between now and the final adoption of the budget.

Mayor Ellenstein: If the Law Department will report the budget all right.

Commissioner Murphy: All that is necessary is to advertise.

Mayor Ellenstein: I am not as familiar with the law as you are so I will have to get an opinion from the Law Department.

Mayor Ellenstein: There is no bud-

getary item for that particular item, \$25,000. Can that be added without re-advertising?

Asst. Corporation Counsel Kane: No item of more than one per cent. of the appropriation.

Mayor Ellenstein: Is that the amount?

Mr. Kane: Yes.

Mayor Ellenstein: It is more than one per cent., because the Airport budget is \$200,000.

Commissioner Murphy: That is not advertising the whole budget?

Mr. Kane: The total budget appropriation, one per cent. of the total budget. Any item budgeted up or down ten per cent. or any amount that is to be raised by taxation in excess of five per cent. The first feature applies to a new item of not more than one per cent., total appropriation.

Commissioner Franklin: Of the department?

Mayor Ellenstein: Of the department or the budget?

Mr. Kane: No, of the budget. I will re-check that, for you, if you want me to.

Mayor Ellenstein: Yes, I want it re-checked. You understand, Mr. Kane, it is a new item.

Mr. Kane: I am sure that is it. I will go inside and re-check that.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure

of taxpayers money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission.

Housing Authority.

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all

property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy.

Commissioner Murphy: I move the adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Bath

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not passed.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation
and shall perform all of the duties
now or heretofore imposed by law
with respect thereto, except the hous-
ing and maintenance of all real and
personal property connected there-
with.

Vincent J. Murphy.

Commissioner Murphy: I move its
adoption.

On roll call: Commissioners Byrne
and Murphy voted aye; Commission-
er Franklin and Mayor Ellenstein
voted no.

Mayor Ellenstein: The resolution
having received but two votes is de-
clared not carried.

RESOLVED, by the Board of Com-
missioners of the City of Newark,
that all of the executive, administra-
tive, judicial and legislative authority
and duties given by any statute, char-
ter ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision
of Taxes

Board of Assessment for Local Im-
provements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Di-
vision, now in the Water Bureau

Martin Act

Pension Funds

Law Department

be and the same are hereby distrib-
uted into the Department of Revenue
and Finance, and the Director of the
Department of Revenue and Finance
is hereby vested with all of the pow-
ers, authority and rights now or here-
tofore vested in or given by any stat-
ute, charter or ordinance relating to
the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision
of Taxes.

Board of Assessment for Local Im-
provements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Di-
vision, now in the Water Bureau

Martin Act

Pension Funds

Law Department

and shall perform all of the duties
now or heretofore imposed by law
with respect thereto, except the hous-
ing and maintenance of all real and

personal property connected therewith.

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto. (except the housing and maintenance of all real and personal property connected therewith.)

Vincent J. Murphy.

Commissioner Murphy: I move for its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

Asst. Corporation Counsel Kane: Referring to the item that we were talking about before, it is a new item and the only question in this case is whether or not it is a new item or whether the State Local Government Board Commissioner will say it is an item of Airport expense. If he does, it cannot be increased or decreased more than ten per cent. on the final budget without re-advertising of the item.

Commissioner Murphy: Just that item? Then the total amount of the budget, we are safe in that respect. It is \$54,000.000.

Mayor Ellenstein: Can't that be added after advertising, without re-advertising?

Corporation Counsel O'Brien: No.

Mayor Ellenstein: That is a question. Why not put the \$25,000 in and then the Commission can determine on its adoption. You re-advertise and have a re-hearing and we delay the passage of the budget.

Commissioner Murphy: No, it won't delay the passage of the budget. We can decide between now and the time of the adoption of the budget on half a dozen different changes, if necessary.

Corporation Counsel O'Brien: I think the Local Government Board will say it is not a new item. Actual-

ly what you are doing—it is a new item, in other words, an item that is not presently provided in the budget, and what you are actually doing is buying off a lease in order to get a desirable tenant at the Airport.

Commissioner Murphy: Which you still can do and give what the Mayor has said, an opportunity to everybody—

Mayor Ellenstein: If there is any question of doubt why not put the \$25,000 in now and then on adoption take it out?

Corporation Counsel O'Brien: Of course, you have to readvertise either way and if you do not or will not take it out, then put it in and—

Mayor Ellenstein: There is no commitment until the budget is finally adopted, and all you have to do is add a pencil figure of \$25,000. That is why I wanted the auditor up to do that.

What do you want to do? There is no sense of looking at each other.

Commissioner Murphy: My position is just the same. I think we can include it, if necessary.

Mayor Ellenstein: The Law Department is giving us the report. Of course, you will say that the Law Department does not coincide with your view, but they have given us the report. I am making a recommendation. I take recommendations of yours.

Commissioner Murphy: Very few.

Mayor Ellenstein: Even to the extent of increasing the salaries of one-third of your employees because I have some faith and confidence in you and I am willing to approve the budget now. If you cannot take my recommendation, where it is so logical that a child would understand

that we do not buy this hangar and there is no commitment that we should buy it. in the budget, and that we won't be able to use the Administration Building which was erected at a cost of \$700,000, and we won't be able to get any revenue from it. You won't accept that recommendation.

You are doing it for spite, and if you want to know why you are doing so, I think you are doing it because I wouldn't vote for the acceptance of the \$160,000 on the General Leather matter.

Commissioner Murphy: Ridiculous, ridiculous, ridiculous. This was an issue long before that, as far as that part is concerned.

Mayor Ellenstein: No, it was only after I said I would not vote for that unless I could be shown that the market value of the property is not more than \$160,000, and now you take that position.

Commissioner Murphy: I think I have been more than fair with you on this Commission, for the kicking around that I have taken off you for the last three years, and I have voted for stuff that I thought was for the best interests of the city, and that you proposed, that I thought was for the best interests of the city. I voted for them and I was never swayed by any action that you had taken against me. That holds good in this case. Why don't you present the facts as they should be presented. Why do you say that I will not put that \$25,000 item in the budget? Why don't you show that this company has made the proposal to this city?

That \$25,000, since the action of the court you have been doing that and you can do that, give us an opportunity to look at the place, but you want to have your way. You are the one who is arbitrary about the whole thing.

Mayor Ellenstein: I am not arbitrary. You are.

Commissioner Murphy: I don't know whether I am or not, but I am objecting to that point.

Mayor Ellenstein. You didn't think that was a kicking around when you bring in a resolution to reduce the assessment by \$500,000, tax dollars, and I refused to go along on that. Is that kicking you around or is that serving the interest of the City of Newark?

Commissioner Murphy: Did I mention the telephone situation?

Mayor Ellenstein: Of course, you did. You call that kicking around. You are willing to go along with this \$110,000 reduction. I am not kicking you around when I refuse to vote for it. That is not kicking you around, is it?

So far as the other is concerned, I know and you know of the offer that we have had, approved by the engineer, to obtain the building for \$25,000, that we have to have the building if we are going to use the Administration Building; that the courts have decided that they could have a lease for ten years which will prevent us from using the Administration Building and prevent us from renting it and prevent the transport companies from going in there as one central station. The Standard Oil Company says either they want a ten year lease or \$25,000 from the City.

Commissioner Murphy: Have they said that?

Mayor Ellenstein: Yes.

Commissioner Murphy: Where is it?

Mayor Ellenstein: I am telling you it. Won't you accept my word for it. I am making it as a public record.

Commissioner Murphy: Don't you think that we are entitled to an opportunity for you to present all these things to this Commission, to the members of this Commission, because as you said two days ago during all these budget hearings and everything else, that we are supposed to go down. Are we supposed to go down and break our necks to satisfy what you have in mind?

Mayor Ellenstein: Nobody told you to break your neck. You told me when we met on Monday morning that you would go down by tomorrow, which was Tuesday, yesterday.

Commissioner Murphy: Wait a minute. You never heard anything like that at all.

Mayor Ellenstein: Will you let me talk.

Commissioner Murphy: I am going to correct that.

Mayor Ellenstein: You said on Monday morning, in the presence of many people, that you are going to look it over and you said that you didn't have an opportunity the next day. You told us that. I am not quarrelling with you.

Commissioner Murphy: Because I didn't get out of here until eight o'clock last night.

Mayor Ellenstein: An opportunity has been given you and I don't ask you or anybody else to break their necks to go down there. It only takes five minutes to go down to the Airport and only five minutes to look at it.

Corporation Counsel O'Brien: Putting it in the budget does not constitute anything.

Commissioner Murphy: Why all the argument for wanting to put it in there if you can get it in in another way. Everything is calculated. You

don't have to do this work. It is all right for you people.

Mayor Ellenstein: You look at the budget figures that have been crossed off in pencil and then you say it will only take half a minute.

Commissioner Murphy: I am not going to be beaten into it.

Mayor Ellenstein: You mean that you want to be obstinate?

Commissioner Murphy: I am not going to allow you to club me into it.

Mayor Ellenstein: Why do you say that? I came in Monday with recommendations and asked you and Director Byrne and Director Franklin to look at the building to see if it is in the way of using the Administration Building. I told you to do that on Monday.

Commissioner Murphy: When did you want me to do that? To look at it at midnight?

Mayor Ellenstein: You could go down the next morning to look at it. You had two days to go down there, and that is not clubbing you into it. You promised to go down and look at it.

Commissioner Murphy: And I will gladly. The item can be included in the budget.

Mayor Ellenstein: We will now go into the selection of candidates to fill the vacancy on the City Commission.

Commissioner Murphy: As a matter of record, Mr. Stenographer, have you got the vote?

The Stenographer: No.

Commissioner Murphy: A record of the vote should be made and the budget has to be presented to Mr. Darby, and up to the present time the City Clerk has one signature, Finance Director Murphy.

Mayor Ellenstein: I think Director Franklin voted for it. I will be recorded as not voting for it. In the meantime we are submitting a modified budget and we will call a meeting for tomorrow.

Commissioner Franklin: Call a meeting for tomorrow what?

Mayor Ellenstein: For approval of the budget.

Commissioner Murphy: You won't have me here tomorrow. You can tell the world that.

Mayor Ellenstein: That is your business. I am not going to be a wet nurse to you.

Commissioner Murphy: I won't be any to you, either. I am at the demand of you and the rest of the Commissioners practically every day in the week in the department around here that has been handling a mess in taxes.

Commissioner Byrne: I vote no.

Commissioner Murphy: Because I have guts enough to go in and try to clean up a situation you get a booting around, just from political angles, political reasons.

Mayor Ellenstein: If I were to begin to suggest to you what to do in the Tax Department it would amaze you.

Commissioner Murphy: You had a lot of opportunities before I was here to suggest, and you did nothing.

Mayor Ellenstein: You are saying about all these things that you would do and all that does not help the situation. If you had started the foreclosures as I practically coaxed you to do at the beginning of last year you would have had a seventy-five or one hundred point reduction.

Commissioner Murphy: That is true, if you people had kept your hands off me.

Mayor Ellenstein: You knew that man owed taxes on the General Leather Building for the last ten years. Why didn't you tie him up?

Commissioner Murphy: That has been here nine years. You have been here before me. Why didn't you do something before me?

Mayor Ellenstein: Do you want me to go down and run the Revenue Department?

Commissioner Murphy: I have been pushing it before the Commission. That is more than you did. You had control of the Tax Board.

Mayor Ellenstein: This man owed \$100,000 in taxes three years ago. Why didn't you go after him to see that he paid it?

Commissioner Murphy: In fact, I didn't have the Tax Board for pretty near a year. You still controlled it after I got it.

Mayor Ellenstein: And after you got it the first thing you did was to reduce the Telephone Company \$500,000.

Commissioner Murphy: That is a question.

Mayor Ellenstein: That is a question? I have the proof and you can't deny it.

Commissioner Murphy: You go into the facts of it.

Mayor Ellenstein: After the Supreme Court said that they were to pay it you and Mr. Puder arranged to have a resolution brought up which you would deprive the taxpayers of \$500,000 tax dollars, not in assessments; you can't deny that.

Commissioner Murphy: I do deny it.

Mayor Ellenstein: Don't deny it.

Commissioner Murphy: Don't deny anything.

Mayor Ellenstein: I can prove it to you. I will get the folder now. Do you want me to do it?

Commissioner Murphy: Don't waste your time.

Mayor Ellenstein. Of course, that is right, you don't want me to waste my time. I will show you everything that was said at the Tax Board and show you that the Supreme Court decided that they should pay the assessment and still you introduced a resolution that would reduce that by \$500,000.

That is a fact, that is the first thing you did and inaugurated after having the Tax Board under your supervision.

Commissioner Murphy: This is not so. I adopted a policy of an open door to every taxpayer in the City of Newark.

Mayor Ellenstein: Having an open door is one thing and reducing the telephone company assessment by \$500,000 is another. Do you deny that the Supreme Court decided that they should pay that \$500,000. Do you deny that?

Commissioner Murphy: That it decided what?

Mayor Ellenstein: That the County Board of Taxation, the State Board of Taxation and the Supreme Court decided that it was a proper assessment. Do you deny that?

Commissioner Murphy: Yes, that it was a proper assessment. They said the assessed valuation was correct.

Mayor Ellenstein: That is right, and that amounted to over \$500,000. Is that so? Still you introduced a resolution here advocating reducing it by \$500,000. That buys a lot of loaves of bread for people who are on relief.

Commissioner Murphy: That is more political stuff. You go into the books and see how it has been reduced, how the department under your supervision reduced from \$25,000,000 to \$17,000,000.

Mayor Ellenstein: Justifying what?

Commissioner Murphy: Justifying reductions by the Tax Board before I even had anything to do with it.

Mayor Ellenstein: Did I have charge of the Tax Board?

Commissioner Murphy: You had charge of this Commission when they came in.

Mayor Ellenstein: I had no more charge of the Tax Board than Director Byrne. You had a candidate on there and I did and—

Commissioner Murphy: I didn't have any.

Mayor Ellenstein: We agreed that the Tax Board was to be free from the influence of any one Commissioner and then everybody would get a fair break, instead of it being dominated by one man.

Commissioner Murphy: They are not dominated by me.

Mayor Ellenstein: Except that you and your deputy went in before the Tax Board and urged them to cut it down \$500,000.

Commissioner Murphy: I took the recommendation of the counsel that you paid \$25,000 to, to represent the City, and I took his recommendation

with the recommendations of the Law Department.

Mayor Ellenstein: You didn't take his recommendation, I will show you the letters he sent you.

Commissioner Murphy: You don't have to show me. I know all about it. It is in the file. You are only hashing this thing over as the regular confusion stuff you always pull.

Mayor Ellenstein: You started with the statement that I am kicking you around. I am not kicking you around or anybody else around. You call it kicking around because I won't go along on things that you think I ought to. I won't go along on a reduction of \$500,000 for the telephone company; I won't go along on the reduction of \$110,000 on the General Leather place, this man who came in. You could have collected his taxes. You have been here three years. I won't go along on the reduction of the Newark News, \$400,000. That is in your department. If I had charge of that department like you have the Newark News would not get a \$400,000 reduction. I suppose I will get an editorial for this. It does not concern me a bit whether or not the Newark News is against me from now until my last day. The Newark News got a \$400,000 reduction, 33 1-3 per cent. off their personal taxes, and there has never been a taxpayer who can go before the Tax Board unless they filed an affidavit and made a return, that could even get a ten per cent. reduction, but the Newark News got a 33 1-3 per cent reduction by just merely writing a letter, and the letter said that because they have such a large paper that the market for their machinery and printing presses is limited.

According to that notion if a man owned machines that made a patented article, that would have no value on the market for junk, so he would not be taxed on it, but that is not the

law. The law is that the ratables should have the market value of a willing seller and a willing buyer.

You would go in before the Tax Board right now and say, "Gentlemen, you reduced the Newark News \$400,000 and if the Newark News wants a reduction they should have filed an affidavit and return before the County Tax Board like every other taxpayer," but, you see, I get editorials and you don't.

That is a fact, and you can't deny it.

Commissioner Murphy: I do deny it. That is not a fact. Don't confuse things again. That is not a fact. When you said that every taxpayer has to come in and make an affidavit that is not so. Hundreds of taxpayers in the City of Newark come down, not even with a letter; they come down themselves, whether they get a letter or not and that is our open door policy as far as I am concerned and it will continue, and nobody has to make an affidavit if there is a question in their minds about the assessment on their property.

Mayor Ellenstein: What you are trying to tell me now is that you can make a \$400,000 reduction merely by appearing and without making an affidavit?

Commissioner Murphy: Any taxpayer can come in—

Mayor Ellenstein: And get a \$400,000 reduction?

Commissioner Murphy: They can come in.

Mayor Ellenstein: Let us not be too general. Let us be specific. I am asking you if you know of any taxpayer that can get a \$100,000 reduction or a \$50,000 reduction without making any return or without appear-

ing. The Newark News is fearful of appearing because, to my mind, what I have learned, they will stand a \$2,000,000 assessment, and they cannot go before the County Board and put any of their executives under oath and therefore they did not appeal. I don't think the Newark News is so soft as to pay \$20,000 for nothing. That is what a \$400,000 reduction amounts to, \$20,000 a year, if they are going to benefit one person, because it might benefit you or benefit your position, as against the other taxpayer. I say it is unfair.

Commissioner Murphy: I say it is unfair if that is being done, but to the best of my knowledge and ability it is not being done, and even your own man voted for the reduction on the Board, with the others.

Mayor Ellenstein: That is not true.

Commissioner Murphy: To my knowledge it is.

Mayor Ellenstein: My man, whose soul may rest in peace, wasn't there at that meeting. He wasn't there at that meeting and it was put over at the meeting when he wasn't there.

Commissioner Murphy: I don't mind telling you that as far as my knowledge is concerned there was nothing put over.

Mayor Ellenstein: The Newark News for three years paid \$1,200,000 on their personal property tax and they did not appeal, and they did not appeal until they were able to get a reduction of \$400,000. Show me any taxpayer who ever got a reduction of \$400,000 without appealing.

I say again, if you are a good collector or tax man you ought to go down to the Tax Board and say, "Here, gentlemen, you put that assessment down \$400,000. If the Newark News feels it is too high they can appeal."

Commissioner Murphy: I don't mind telling you that the taxpayers of the City of Newark, in order to establish the values at somewhat near present day values, are getting a reduction of practically \$90,000,000. Isn't that a fact?

Mayor Ellenstein: What has that got to do with it?

Commissioner Murphy: It has got a lot to do with it. We are trying to establish fair values.

Mayor Ellenstein: You are trying to confuse the issues.

Commissioner Murphy: And you are trying to harp on what you want. Maybe you want to run it.

Mayor Ellenstein: Maybe sometime I will. I only look at the things that have come to my attention.

Commissioner Murphy: I am going to run my department and you can run something else.

Mayor Ellenstein: I have learned things at long range. I have learned that special interests come down and get favors.

Commissioner Murphy: I don't believe it.

Mayor Ellenstein: There is the telephone company and there is the Newark News. What more proof do you want?

I can understand how an industry should be given a break, but the telephone company is a monopoly and if they don't make enough money they go to the Public Utilities Commission and their rates are increased. They don't have to discharge any employees. It means that the stockholders will get a little less money on their investment. I am not so much interested in a man who can afford to hold stock in the telephone com-

pany. I am interested in the rank and file. I believe that you should treat all taxpayers alike. I believe if the Newark News can get a \$400,000 reduction by merely writing a letter, then John Smith or Jim Jones can do the same thing, but should John Smith or Jim Jones write a letter he wouldn't get two cents reduction.

Commissioner Murphy: I don't mind telling you that you can go as far as you like, and, as I said before, you have the Prosecutor to go to if you don't think I am doing a job on the—

Mayor Ellenstein: I am not the Prosecutor.

Commissioner Murphy: And I can stand up there and stand up before you as I do with the rest of the people.

Mayor Ellenstein: It is not my function or desire to do that. Don't tell me that I am kicking you around because I don't vote in accord with your views.

Commissioner Murphy: I am not going to stand for you kicking me around.

Mayor Ellenstein: I am not kicking you around.

Commissioner Murphy: If you don't vote that is all right.

Mayor Ellenstein: I will call a meeting for tomorrow and present an amended budget, including \$25,000 for the Airport.

Commissioner Franklin: Are you going to be there, Director Murphy?

Commissioner Murphy: Not me.

Commissioner Franklin: I have got to be away for a few days and that is why I waited for this thing to come up. If I don't get away I may not be able to be at a budget meeting

or the next meeting. If my signature goes on there and Director Murphy will be here, it is O. K. with me.

Commissioner Murphy: I will tell you right now that I would not vote for the amended budget even if I were here tomorrow.

Mayor Ellenstein: You object to putting the \$25,000 on the budget?

Commissioner Murphy: That is right.

Mayor Ellenstein: Even on the adoption?

Commissioner Murphy: No. When the adoption comes up that is a different angle but we are not now on the adoption. That is a different angle and I think that you ought to be fair enough about it. We still have time between now and the adoption to include this.

Mayor Ellenstein: What is the objection? Why not be a little reasonable?

Commissioner Murphy: Why should I give in to the Law Department?

Mayor Ellenstein: If it is a question of giving in, all right, I will sign it on that basis.

Commissioner Murphy: You are always the guy that is being a martyr.

Mayor Ellenstein: I am trying to save time and money in order to avoid unnecessary expense, and if you think it is obstinacy on my part—

Commissioner Murphy: It has been.

Mayor Ellenstein: It cannot be, when I am signing it.

Commissioner Murphy: Not now.

Mayor Ellenstein: Then you are more obstinate than I am and you will have to admit that.

Commissioner Murphy: Right; so you will let me alone now.

Mayor Ellenstein: At least for the present you are more obstinate than I am. Don't think that I am vindictive and that I hold anything against you.

If there is no objection, we will refer back to resolutions.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Commissioner of Local Government is hereby requested to give his consent to the placing of the following items in the Budget of the City of Newark, for the year 1940:

ANTICIPATED REVENUES:

Surplus Revenue—non-cash—Appropriated \$5,013,206.00

This consists of:

Discount 1939 Taxes	\$ 85,127.81
Emergency Resolutions	4,928,078.19
(These amounts are being raised as deferred charges in the 1940 Budget).	

SPECIAL ITEMS OF REVENUE:

Reimbursement of Lighting Inspector Salary.... (This amount was anticipated in the 1939 Budget, but was not received until 1940).	\$ 1,500.00
3% of U. S. Housing Project Gross Rents (This Revenue is anticipated from United States Housing Administration in lieu of taxes waived in the Housing Administration Program).	31,000.00
Bureau of Water Surplus	142,000.00
Bureau of Docks Surplus (These two amounts are requested from the respective surplus Accounts shown at December 31, 1933).	58,335.00
Estimated credit from County resulting from reduction in Utility Company ratables..... (This amount is estimated as the credit receivable from the County for adjustment of the Public Service Company ratables and used for rate making purposes).	335,597.00
Estimated credit from County resulting from reductions in general city ratables (This amount is estimated as the reduction in the amount payable to the County arising from the reduction in ratables under the Revaluation Project).	300,000.00

Estimated proceeds from Poor Relief Bonds.... 1,175,000.00

(The bonds are to be sold before adoption of the Budget to establish a Revolving Fund for 1940 Relief).

Capital Surplus 94,000.00

(This amount is requested from the Capital Surplus account of \$94,154.94 as shown at December 31, 1939).

Trust Surplus 171,300.00

(This amount is requested from the Trust Surplus account of \$171,300.25 as shown at December 31, 1939).

DEPARTMENT OF PARKS AND PUBLIC PROPERTY

Printing and Stationery — Dedicated Revenue
increased to 125,000.00

(In 1939 this Item was \$46,304.57, and this request for the increase to \$125,000 is because of the intention to combine all Printing and Stationery Items for all departments of this City under this Department).

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Mayor Ellenstein.

Nay: Commissioner Byrne.

Local Budget of The City of Newark, County of Essex, for the fiscal year 1940.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the following statements of revenues and appropriations shall constitute the Local Budget for the year 1940; and

BE IT FURTHER RESOLVED, that the said Budget be published in

the Newark Evening News, in the issue of March 9th, 1940, in the Newark Star-Ledger, in the issue of March 9th, 1940, and the Newark Sunday Call, in the issue of Sunday, March 10th, 1940.

Notice is hereby given that the budget and Tax Resolution was approved by the Board of Commissioners of the City of Newark, County of Essex, on March 6th, 1940.

Hearing on the Budget and Tax Resolution will be held at the City Hall, Newark, on the twenty-seventh day of March, 1940, at 10 o'clock in the forenoon, at which time and place objections to the said Budget and Tax Resolution of the City of Newark, for the year 1940, may be presented by any taxpayer of said municipality.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Byrne voted no; Commissioners Franklin, Murphy and Mayor Ellenstein voted aye.

Commissioner Murphy: Director Byrne voted no. Is that predicated on the fact that you may change the budget?

Commissioner Byrne: No, all the way through.

STATEMENT
(REQUIRED BY REVISED STATUTES-SECTION 40:2-14)

Taxes for—	1940	ACTUAL 1939	ACTUAL 1938
State School	\$ 2,276,975.27	\$ 2,276,975.27	\$ 2,541,920.14
State Soldiers' Bonus	174,330.01	174,330.01	173,190.65
County—			
(a) General County	4,796,571.58	4,796,571.58	4,810,434.48
Local District Schools	8,335,000.00	7,360,000.00	7,930,000.00
Local Purposes	20,760,421.75	.....	.....
(a) As Shown by Abstract of Ratables .....	.....	22,539,592.42	25,829,128.40
(b) Bank Stock Tax .....	.....	66,182.64	66,545.51
TOTALS	\$36,343,298.61	\$37,713,651.92	\$41,351,219.18
State Aid:			
(a) Relief Fund .....	.....	3,447,499.00	4,095,919.86
Tax Rate	4.92*	4.55	4.61

* Based on ratables of last year reduced by \$90,000,000.00

LOCAL BUDGET EXPLANATORY STATEMENT

The 1940 Budget estimate requires that \$36,343,299.61 be raised by taxation as compared with \$37,713,651.92 for the preceding year as shown in the following tabulation:

	1940	1939
Total Budget Appropriations	\$48,328,234.03	\$44,101,815.15
Total Anticipated Revenues	17,945,236.40	14,764,342.59
Excess of Appropriations and Revenue	\$30,382,997.63	\$29,337,472.56
Reserve for Uncollected Taxes	5,960,300.98	8,376,208.59
Amount to be Raised by Taxation	\$36,343,298.61	\$37,713,681.15

Our Miscellaneous Revenue anticipations for 1940 include \$3,164,890.97 for gross receipts and franchise taxes, in accordance with statutory provisions.

Our Special Revenues include an estimated proceeds from bonds for Poor Relief totalling \$1,175,000.00 and various surplus accounts totalling \$465,835.00.

The decrease in anticipations from delinquent taxes this year is partly the result of a reduction in the amount of outstanding delinquent taxes and partly the result of a decrease in the personal property tax collection percentage, offset to some extent by an increase in the real estate delinquent tax collection percentage.

The net collection percentage for current taxes was increased to 83.6% in 1939 from 77.8% in 1938. The improved collection percentage is responsible for the decrease of \$2,415,907.61 in the Reserve for Uncollected Taxes.

The 1940 budgetary appropriations of the five City Departments are \$405,214.26 greater than in 1939 after eliminating the direct relief appropriations.

The mandatory appropriation for Debt Service requires an increase this year of \$114,882.38. The Local School requirement has been increased \$475,000.00.

The Budget, as calculated, shows a 54-point increase in tax rate, by reason of the estimated drop in ratables of \$90,000,000.00 due to equalization and revaluation program.

Should the drop in ratables, as finally determined, be less than the estimated \$90,000,000.00, each \$1,666,666-change in this estimate will reduce the tax rate 1 point.

The increase in the tax points due to this project will, in the majority of cases, be offset by the decrease in ratables.

ANTICIPATED REVENUES

	1940	Anticipated 1939	Realized in Cash in 1939
GENERAL REVENUES			
1. SURPLUS REVENUE CASH APPROPRIATED	\$ 9,000.00	\$ 548,473.81	\$ 548,473.81
1. (a) SUPPLUS REVENUE NON-CASH Appropriated with Prior Written Consent of Commissioner of Local Gov- ernment	5,013,206.00	543,698.16	543,698.16
2. MISCELLANEOUS REVENUES			
LICENSES:			
For Sale of Alcoholic Beverages	623,000.00	625,751.00	623,125.15
Ice Cream, Plumbing and Refuse	11,100.00	9,002.00	11,169.00
All Other Licenses	116,000.00	114,197.00	116,001.20
FEES AND PERMITS:			
Tax Search Fees	8,300.00	7,036.00	8,360.00
Building and Electrical Work Permits	31,900.00	28,834.00	31,956.61
Public Sewer Connections Tap Fees	2,500.00	1,330.00	2,580.00
Towels, Soap, Bathing Suits	20,700.00	21,231.00	20,790.43
Combustible, Moving Picture, Garage and Misc. Permits	19,400.00	21,178.00	19,491.30
Receipts for Patients Treated	22,600.00	27,253.00	22,643.44
Contributions by City of East Orange—			
Passaic Valley Sewer Maintenance	27,900.00	27,920.66	27,920.66
Jury and Listing Fees	36,600.00	41,298.00	36,674.85
Animal, Chicken, Plumbing Permits and Misc. Fees	10,000.00	7,167.00	10,188.40
Transcript Fees for Births, Deaths, Etc.	5,800.00	5,866.00	5,822.60
Smoke Abatement Bureau Fees	3,400.00	2,421.00	3,456.00
Zoning Board Fees	2,100.00	2,130.00	2,220.00
Farmers' Market Fees	2,900.00	3,200.00	2,950.00

	Anticipated		Realized in
	1940	1939	Cash in 1939
FINES:			
Magistrates	84,500.00	87,964.00	84,953.75
Overdue and Lost Books	21,200.00	20,004.00	21,265.05
Interest and Costs on Assessments	9,400.00	10,446.00	9,406.20
Interest and Costs on Taxes	640,000.00	866,824.00	641,329.66
STATE (And Other Aid)			
Gas Tax Refund from State	27,000.00	20,242.00	27,122.52
Public Lighting Reimbursement by State Highway Commission	5,600.00	3,191.00	5,633.88
Bill Board Tax as Apportioned by State	2,900.00	2,971.00	2,971.29
State Aid for Relief 1938		2,409,094.00	2,245,867.90
Franchise and Gross Receipts Taxes of 1938		375,769.00	15.26
Franchise and Gross Receipts Taxes of 1939		1,395,904.00	2,670.77
Franchise and Gross Receipts Taxes of the Year 1938 and of the Year 1939	1,768,986.97		
Franchise Taxes of 1940	685,613.00		
Gross Receipts Taxes of 1940	710,391.00		
Bus Receipts Tax:			
5% Trolley Tax	21,300.00	40,493.00	21,390.24
Jitney Tax	253,400.00	228,007.00	253,461.94
Leases and Rentals City Owned Property	162,500.00	157,671.25	162,640.67
Rent—Army Base	100,000.00	100,000.00	100,000.00
Rent—City Railway	120,000.00	120,000.00	120,000.00
Reimbursement of Lighting Inspector's Salary		1,500.00	
Excess from Dedicated Revenues:			
Bureau of Docks		30,045.40	30,045.40
Surplus Accounts:			
Farmers Market		22,178.03	22,178.03
Green and Franklin Street Property		178.03	178.03
Foreclosed Property		1,414.21	1,414.21

	Anticipated		Realized in
	1940	1939	Cash in 1939
Down Payment Monies Released with Special Permission of the Local Government Board			
TOTALS		82,750.00	82,750.00
	\$ 5,556,890.97	\$ 6,922,450.58	\$ 4,780,644.49
Delinquent Tax Collections (1940 Estimate at 38.5%)	4,543,718.82	6,059,555.47	5,247,299.85
Tax Title Lien Collections (1940 Estimate at 10.5%)	513,988.61	690,184.57	463,684.42
Special Items of General Revenue Anticipated with Prior Written Consent of the Commissioner of Local Government:			
Reimbursement of Lighting Inspector's Salary	1,500.00		
3% of U. S. Housing Project Gross Rents	31,000.00		
Surplus—Bureau of Water	142,000.00		
Surplus—Bureau of Docks	53,335.00		
Estimated Credits from County Resulting From:			
Reduction in Utility Ratables	335,597.00		
Reduction in General City Ratables	300,000.00		
Estimated Proceeds from Poor Relief Bonds	1,175,000.00		
TOTALS FORWARD	2,043,432.00		
Surplus Accounts			
Capital Account	94,000.00		
Trust Account	171,000.00		
	2,308,432.00		

	Anticipated		Realized in
	1940	1939	Cash in 1939
TOTAL MISCELLANEOUS REVENUES			
3. AMOUNT TO BE RAISED BY TAXATION	12,923,030.40	13,672,170.62	10,491,628.56
Local Purpose	20,760,421.75	22,605,775.06	.....
Local School Purpose	8,335,000.00	7,860,000.00	.....
County Tax	4,796,571.58	4,796,600.81	31,593,587.77
State Tax	2,451,305.28	2,451,305.28	.....
TOTALS	\$36,343,298.61	\$37,713,681.15	\$31,593,587.77
4. TOTAL GENERAL BUDGET REVENUES .....	.....	52,478,023.74	43,177,338.30
5. EMERGENCIES AUTHORIZED IN 1939 .....	.....	4,928,078.19	4,500,000.00
6. TOTALS	\$54,288,535.01	\$57,406,101.93	\$47,677,338.30
RECAPITULATION OF REVENUES			
Surplus Revenue Cash Appropriated	9,000.00	548,473.81	548,473.81
Surplus Revenue Non-Cash Appropriated	5,013,206.00	543,698.16	543,698.16
Miscellaneous Revenues	5,556,890.97	6,797,954.90	4,780,644.49
Delinquent Tax Collections	4,543,718.82	6,059,555.47	5,247,299.65
Tax Title Lien Collections	513,988.61	690,164.57	463,684.42
Special Items of General Revenue	2,308,432.00	124,495.68	.....
SUB TOTALS	17,945,236.40	14,764,342.59	11,583,800.53
Amount to be raised by taxation	36,343,298.61	37,713,681.15	31,593,587.77
TOTAL GENERAL BUDGET REVENUE	54,288,535.01	52,478,023.74	43,177,338.30
EMERGENCIES AUTHORIZED IN 1939 .....	.....	4,928,078.19	4,500,000.00
GRAND TOTALS	\$54,288,535.01	\$57,406,101.93	\$47,677,338.30

	Appropriated for 1940		Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
NEWARK CITY ALMS				
HOUSE		134,937.75	127,193.00	127,193.00
Personal Services	65,263.00		59,993.00	59,993.00
Other than Personal Services	69,674.75		67,200.00	67,200.00
OUTDOOR POOR DEPART- MENT		45,200.00	53,480.00	53,480.00
Personal Services	41,500.00		51,840.00	51,840.00
Other than Personal Services	3,700.00		1,640.00	1,640.00
RELIEF ADMINISTRATION..				
Personal Services	711,835.00	824,513.00	678,494.43	678,494.43
Other than Personal Services	112,678.00		537,494.43	537,494.43
			141,000.00	141,000.00
LAW DEPARTMENT		99,550.00	112,092.00	112,092.00
Personal Services	94,500.00		95,000.00	95,000.00
Other than Personal Services	5,050.00		17,092.00	17,092.00
BOARD OF ADJUSTMENT...				
Personal Services	13,780.00	17,015.00	11,130.00	11,130.00
Other than Personal Services	3,235.00		2,350.00	2,350.00
CITY HOSPITAL W. P. A.				
PROJECT			37,000.00	37,000.00
Personal Services				
Other than Personal Services				
			37,000.00	37,000.00
RENTAL OF BEDS IN INSTITUTIONS		17,250.00	8,625.00	8,625.00
PUBLIC BAND CONCERTS..		10,000.00	8,000.00	8,000.00
HOLIDAY CELEBRATIONS..		9,500.00	7,000.00	7,000.00
DIRECT RELIEF		1,200,000.00	2,000,000.00	2,000,000.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
W. P. A. PROJECT (SEWING)		36,000.00	36,000.00
W. P. A. TRANSPORTATION LEGISLATIVE EXPENSE		8,200.00	8,200.00
EMERGENCY APPROPRIATIONS CITY HOSPITAL	5,000.00	8,008.00	8,008.00
RELIEF ADMINISTRATION		4,000.00	4,000.00
Personal Services		221,933.54	221,933.54
Other than Personal Services		164,000.00	164,000.00
DIRECT RELIEF		57,933.54	57,933.54
W. P. A. TRANSPORTATION		4,635,200.00	4,635,200.00
TOTALS		18,000.00	18,000.00
	\$ 4,571,410.92	\$10,107,161.97	\$10,107,161.97

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DEPARTMENT OF REVENUE AND FINANCE

DIRECTOR'S OFFICE	\$ 35,150.00	\$ 35,891.00	\$ 35,891.00
Personal Services			32,200.00
Other than Personal Services	\$ 32,400.00	\$ 32,200.00	3,691.00
AUDITOR'S OFFICE	2,750.00	3,691.00	
Personal Services	44,592.00	58,625.97	58,625.97
Other than Personal Services	41,842.00	54,280.00	54,280.00
TOTALS	2,750.00	4,345.97	4,345.97

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
TREASURER'S OFFICE			
Personal Services	26,667.00	24,170.00	24,170.00
Other than Personal Services	3,550.00	6,180.00	6,180.00
			30,350.00
COMPTROLLER'S OFFICE....			
Personal Services	43,946.00		
Other than Personal Services	925.00	66,560.00	66,560.00
TAX RECEIVER'S OFFICE....			
	38,881.00		
Cashier's Division---			
Personal Services	36,181.00		
Other than Personal Services	2,700.00		
Bookkeeping and Billing			
Division	56,885.00		
Personal Services	55,635.00		
Other than Personal Services	1,250.00		
Addressograph Division			
Personal Services	11,100.00		
Other than Personal Services	15,957.00		
		123,726.90	123,726.90
Counter Division			
Personal Services	28,027.00		
Other than Personal Services	8,356.25		
TAX BOARD	181,120.00	208,620.00	208,620.00
Assessors Division---			
Personal Services	146,570.00	167,570.00	167,570.00
Other than Personal Services	34,550.00	41,050.00	41,050.00
Surveyor's Division			
Personal Services	34,312.00		
Other than Personal Services	1,225.00		

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
BOARD OF ASSESSMENT FOR LOCAL IMPROVE- MENTS			
Personal Services	14,850.00		
Other than Personal Services	4,700.00	20,880.00 700.00	20,880.00 700.00
	19,550.00	21,580.00	21,580.00
ARREARS OF PERSONAL TAXES			
Personal Services	34,637.00		
Other than Personal Services	825.00	40,150.00 750.00	40,150.00 750.00
	35,462.00	40,900.00	40,900.00
FIRST DISTRICT COURT.....			
Personal Services	28,580.00		
Other than Personal Services	1,706.00	53,080.00 2,478.00	53,080.00 2,478.00
	30,286.00	55,558.00	55,558.00
SECOND DISTRICT COURT..			
Personal Services	26,980.00		
Other than Personal Services	1,475.74		
SINKING FUND COMMISS- SION			
Personal Services	4,300.00		
Other than Personal Services	1,000.00	4,300.00 1,100.00	4,300.00 1,100.00
	5,300.00	5,400.00	5,400.00
ADVERTISING TAX SALE...			
Personal Services	500.00		
Other than Personal Services	1,500.00	13,500.00	13,500.00
	2,000.00	13,500.00	13,500.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
PENSION FUNDS	686,739.58	638,737.11	638,737.11
Policemen's & Firemen's	578,727.05	509,525.13	509,525.13
Municipal Employees	31,613.33	31,985.10	31,985.10
Board of Health	19,616.46	18,756.27	18,756.27
Board of Works	51,282.74	35,470.61	35,470.61
Pension Salaries	10,500.00	3,000.00	3,000.00
Policemen's & Firemen's Emergency Appropria- tion		20,000.00	20,000.00
Board of Works—Emerg- ency Appropriation		15,000.00	15,000.00
SURETY BONDS AND INSURANCE	4,708.50	2,812	2,812.50
NEWARK TECHNICAL SCHOOL	69,250.00	69,250.00	69,250.00
PASSAIC VALLEY SEWER MAINTENANCE	358,918.62	304,073.13	304,073.13
SECOND RIVER SEWER MAINTENANCE	255.20	255.20	255.20
JOINT OUTLET SEWER MAINTENANCE	16,391.76	16,582.48	16,582.48
FISCAL AGENT	8,100.00	7,500.00	7,500.00
AUDITING AND SPECIAL ACCOUNTING SERVICES	16,450.00	34,150.00	34,150.00
COURT COSTS	1,500.00	1,100.00	1,100.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
CARFARE	750.00	254.03	254.03
N. J. LEAGUE OF MUNICI- PALITIES	1,500.00	1,500.00	1,500.00
DUES CONFERENCE OF MAYORS	1,000.00	1,000.00	1,000.00
PRINTING ANNUAL REPORT	1,500.00	4,500.00	4,500.00
STENOGRAPHIC SERVICES	1,500.00	188.10	188.10
MAINTENANCE OF FORE- CLOSED PROPERTIES...	4,000.00	600.00	600.00
TOTALS	<u>\$ 1,824,310.65</u>	<u>\$ 1,738,214.42</u>	<u>\$ 1,738,214.42</u>

DEPARTMENT OF PUBLIC SAFETY

DIRECTOR'S OFFICE	\$ 22,180.00	\$ 22,180.00	\$ 22,180.00
Personal Services	22,000.00	22,000.00	22,000.00
Other than Personal Services	180.00	180.00	180.00
POLICE DIVISION	3,401,000.00	3,410,872.16	3,410,872.16
Personal Services	3,158,039.48	3,148,072.71	3,148,072.71
Other than Personal Services	242,960.52	262,799.45	262,799.45
FIRE DIVISION	2,040,079.71	2,076,595.50	2,076,595.50
Personal Services	1,936,779.71	1,934,016.97	1,934,016.97
Other than Personal Services	103,300.00	142,578.53	142,578.53
LICENSE DIVISION	20,250.00	20,350.00	20,350.00
Personal Services	17,150.00	17,150.00	17,150.00
Other than Personal Services	3,100.00	3,200.00	3,200.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
BUILDING DIVISION	79,506.45	77,020.40	77,020.40
Personal Services	78,106.45	75,300.00	75,300.00
Other than Personal Services	1,400.00	1,720.40	1,720.40
ELECTRICAL DIVISION	49,032.00	49,132.00	49,132.00
Personal Services	47,332.00	47,332.00	47,332.00
Other than Personal Services	1,700.00	1,800.00	1,800.00
POLICE COURTS	59,458.52	57,250.00	57,409.52
Personal Services	57,309.52	56,650.00	56,809.52
Other than Personal Services	2,149.00	600.00	600.00
BOARD OF ALCOHOLIC BEVERAGE CONTROL	2,000.00	2,074.44	2,074.44
Personal Services	600.00	.....	.....
Other than Personal Services	1,400.00	2,074.44	2,074.44
NEWARK SAFETY COUNCIL .....	.....	10,000.00	10,000.00
W P. A. PROJECTS .....	.....	58,887.00	58,887.00
Police Division .....	.....	42,887.00	42,887.00
Fire Division .....	.....	16,000.00	16,000.00
TOTALS	\$ 5,673,506.68	\$ 5,784,361.50	\$ 5,784,521.02

DEPARTMENT OF PUBLIC AFFAIRS

MAYOR'S OFFICE	\$ 36,550.00	\$ 37,445.00	\$ 37,445.00
Personal Services	\$ 34,850.00	\$ 34,650.00	\$ 34,650.00
Other than Personal Services	1,700.00	2,795.00	2,795.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
BUREAU OF STREETS	215,000.00	214,000.00	214,000.00
Personal Services	195,321.88	211,941.03	211,941.03
Other than Personal Services	19,678.12	2,058.97	2,058.97
BUREAU OF SEWERS	114,075.00	110,671.40	110,671.40
Personal Services	95,621.00	92,712.40	92,712.40
Other than Personal Services	18,454.00	17,959.00	17,959.00
PUBLIC LIGHTING	394,500.00	388,310.00	388,310.00
Personal Services	10,080.00	10,080.00	10,080.00
Other than Personal Services	384,420.00	378,230.00	378,230.00
STREET CLEANING	1,484,184.00	1,434,440.00	1,434,440.00
Personal Services	1,107,135.00	1,047,651.00	1,047,651.00
Other than Personal Services	377,049.00	386,789.00	386,789.00
SIDEWALKS	5,900.00	5,900.00	5,900.00
Personal Services	5,200.00	5,200.00	5,200.00
Other than Personal Services	700.00	700.00	700.00
SURVEYS	94,335.00	80,930.00	80,930.00
Personal Services	89,642.00	74,210.00	74,210.00
Other than Personal Services	4,693.00	6,720.00	6,720.00
ENGINEERING DIVISION.....	32,120.00	27,120.00	27,120.00
Personal Services	32,120.00	27,120.00	27,120.00
Other than Personal Services .....	.....	.....	.....
HOUSE SEWER CONNEC- TIONS	12,000.00	12,000.00	12,000.00
Personal Services	12,000.00	12,000.00	12,000.00
Other than Personal Services .....	.....	.....	1,210.40

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
CITY CLERK'S OFFICE	88,195.00	88,320.00	88,320.00
Personal Services	78,970.00	77,370.00	77,370.00
Other than Personal Services	9,225.00	10,950.00	10,950.00
ELECTIONS	34,200.00	34,200.00	34,200.00
Personal Services	12,440.00	10,440.00	10,440.00
Other than Personal Services	21,760.00	23,760.00	23,760.00
NEWARK LABOR RELA- TIONS BOARD	11,235.00	10,635.00	10,635.00
Personal Services	9,360.00	9,260.00	9,260.00
Other than Personal Services	1,875.00	1,375.00	1,375.00
W. P. A. PROJECTS .....	.....	31,318.00	34,180.97
Personal Services .....	.....	7,340.00	7,340.00
Other than Personal Services .....	.....	23,978.00	26,840.97
INDUSTRIAL COMMISSION	6,500.00	5,000.00	5,000.00
Personal Services	1,800.00	.....	.....
Other than Personal Services	4,700.00	.....	.....
CARE AND RELIEF OF IN- DIGENT CHILDREN	3,000.00	3,000.00	3,000.00
CONFERENCE OF MAYORS	1,500.00	1,500.00	1,500.00
NEWSPAPERS	500.00	500.00	500.00
NEWARK MUSEUM	122,500.00	122,500.00	122,500.00
FREE LIBRARY	553,500.00	500,000.00	500,000.00
EMERGENCY APPROPRIA- TION ELECTIONS .....	.....	9,650.00	9,650.00
Personal Services .....	.....	3,500.00	3,500.00
Other than Personal Services .....	.....	6,150.00	6,150.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
SPECIAL ELECTION FOR REFERENDUM ON CITY MANAGER - COUNCIL FORM OF GOVERN- MENT	60,000.00		
Personal Services	30,000.00		
Other than Personal Services	30,000.00		
TOTALS	<u>\$ 3,269,794.00</u>	<u>\$ 3,117,439.40</u>	<u>\$ 3,121,512.77</u>

DEPARTMENT OF PARKS AND PUBLIC PROPERTY

DIRECTOR'S OFFICE	\$ 25,820.00	\$ 23,930.00	\$ 23,930.00
Personal Services	\$ 24,700.00	\$ 22,930.00	\$ 22,930.00
Other than Personal Services	1,120.00	1,000.00	1,000.00
SMOKE ABATEMENT	4,900.00	4,900.00	4,900.00
Personal Services	4,300.00	3,950.00	3,950.00
Other than Personal Services	600.00	950.00	950.00
PUBLIC BUILDINGS	335,944.00	348,386.00	348,386.00
Personal Services	257,394.00	258,504.00	258,504.00
Other than Personal Services	78,550.00	89,882.00	89,882.00
WEIGHTS AND MEASURES	18,100.00	12,675.00	12,675.00
Personal Services	16,560.00	11,760.00	11,760.00
Other than Personal Services	1,540.00	915.00	915.00
PRINTING AND STATION- ERY	15,140.00	12,300.00	12,300.00
Personal Services	4,740.00	3,900.00	3,900.00
Other than Personal Services	10,400.00	8,400.00	8,400.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
SHADE TREE	156,275.00	158,590.00	158,590.00
Personal Services	141,820.00	140,880.00	140,880.00
Other than Personal Services	14,455.00	17,710.00	17,710.00
W. P. A. PROJECTS .....	.....	29,000.00	29,000.00
Personal Services .....	.....	5,000.00	5,000.00
Other than Personal Services .....	.....	24,000.00	24,000.00
PUBLIC BUILDINGS .....	.....	.....	.....
(City Owned)	12,000.00	7,398.00	7,398.00
Personal Services	5,400.00	5,298.00	5,298.00
Other than Personal Services	6,600.00	2,100.00	2,100.00
MAINTENANCE OF DOG FOUND	7,500.00	7,500.00	7,500.00
ADVERTISING ST. PAT- RICK'S DAY PARADE....	500.00	500.00	500.00
DIVISION OF WORKS .....	.....	.....	.....
PROJECTS	407,969.30	.....	.....
Personal Services	75,425.00	.....	.....
Other than Personal Services	332,544.30	.....	.....
BUREAU OF CENTRAL PURCHASE	52,615.00	52,615.00	52,615.00
Personal Services	47,405.00	47,180.00	47,180.00
Other than Personal Services	5,210.00	5,435.00	5,435.00
BUREAU OF CENTRAL PURCHASE .....	.....	.....	.....
W. P. A. Project .....	.....	800.00	800.00
TOTALS	\$ 1,036,763.30	\$ 658,594.00	\$ 658,594.00

	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
(b) CONTINGENT	\$ 25,000.00	\$ 25,000.00
(c) DEBT SERVICE		
(1) MUNICIPAL DEBT SERVICE		
Payment of Bonds	4,108,100.37	4,108,100.37
Sinking Fund Requirements	208,822.85	208,822.85
Interest on Bonds	3,515,318.76	3,515,318.76
Interest on Bonds Issued in 1940	30,276.53	30,276.53
Interest on Bond Anticipation Notes	24,198.49	24,198.49
Down Payment on Improvements	148,958.34	148,958.34
U. S. Army Base	100,000.00	100,000.00
Interest on Special Trust Funds	942.14	942.14
TOTALS	8,136,617.48	8,136,617.48
(2) ARTICLE VI SCHOOL DEBT SERVICE		
Payment of Bonds	439,000.00	439,000.00
Sinking Fund Requirements	98,399.25	98,399.25
Interest on Bonds	755,635.50	755,635.50
Down Payment on Improvements .....	.....	.....
TOTALS	\$ 1,293,034.75	\$ 1,293,034.75
GRAND TOTALS	\$ 9,429,652.23	\$ 9,429,652.23

(d) DEFICITS AND STATUTORY
EXPENDITURES

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
Discount on Taxes	\$ 85,127.61	\$ 68,479.65	\$ 68,479.65
Emergency Appropriation	4,928,078.19	458,996.36	458,996.36
Assessment Deficiency Pavings .....	.....	9.02	9.02
Judgments .....	.....	8,754.37	8,754.37
Capital Over-expenditures .....	.....	9,250.50	9,250.50
Weights and Measures 1938 Over- expenditure .....	.....	2,446.00	2,446.00
Deficit Newark Airport .....	.....	89,000.00	89,000.00
1938 Emergency Relief .....	.....	2,412,671.45	2,412,671.45
1938 Pension Contribution .....	.....	185.34	185.34
Interest on Taxes Refund in 1938 .....	.....	1.78	1.78
Refund of Canvas Cover Deposit .....	.....	20.00	20.00
Loan to Newark Housing Authority .....	.....	5,000.00	5,000.00
Overexpenditure Police Courts— Personal Service	159.52	.....	.....
Overexpenditure W. P. A. Projects Public Affairs Other than Personal Services	2,362.97	.....	.....
Overexpenditure House Sewer — Other than Personal Service	1,210.40	.....	.....
Deficit—Port Newark Operations 1940	31,977.00	.....	.....
Deficit—Bureau of Water—Capital Outlay	53,000.00	.....	.....
Cash Deficit — 1939	1,689,442.12	.....	.....
1938 Commitments Charged to 1939 Budget	8,178.80	.....	.....
TOTALS	\$ 6,800,036.81	\$ 3,054,814.47	\$ 3,054,814.47

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
(c) JUDGMENTS .....	.....	2,454.61	2,454.61
Emergency Appropriation — Judgments.....	.....	4,294.65	4,294.65
LOCAL SCHOOL TAXES	8,335,000.00	7,860,000.00	7,860,000.00
COUNTY TAXES	4,796,571.58	4,796,600.81	4,796,600.81
STATE TAXES	2,451,305.28	2,451,305.28	2,451,305.28
TOTALS	\$48,328,234.03	\$49,029,893.34	\$49,034,126.23
RESERVE FOR UNCOLLECTED TAXES.....	5,960,300.98	8,376,208.59	8,376,208.59
GRAND TOTALS	\$54,288,535.01	\$57,406,101.93	\$57,410,334.82

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RECAPITULATION OF APPROPRIATIONS

	Appropriated for 1940	Appropriated for 1939	Expended and Reserved for 1939
DEPARTMENT OF PUBLIC WORKS	\$ 4,571,410.92	\$10,107,161.97	\$10,107,161.97
DEPARTMENT OF REVENUE AND FINANCE	1,824,310.65	1,738,214.42	1,738,214.42
DEPARTMENT OF PUBLIC SAFETY.....	5,673,506.68	5,784,361.50	5,784,521.02
DEPARTMENT OF PUBLIC AFFAIRS	3,269,794.00	3,117,439.40	3,121,512.77
DEPARTMENT OF PARKS AND PUBLIC PROPERTY	1,036,763.30	658,594.00	658,594.00

	Appropriated for 1940	Appropriated for 1939	Expended and Reserved for 1939
CONTINGENT	25,000.00	25,000.00	25,000.00
DEBT SERVICE	9,544,534.81	9,429,652.23	9,429,652.23
DEFICITS AND STATUTORY EXPENDITURES	6,800,036.31	3,054,814.47	3,054,814.47
JUDGMENTS .....	.....	6,749.25	6,749.25
LOCAL SCHOOL TAXES	8,335,000.00	7,860,000.00	7,860,000.00
COUNTY TAXES	4,796,571.53	4,796,600.81	4,796,600.81
STATE TAXES	2,451,305.23	2,451,305.28	2,451,305.28
TOTALS	\$48,328,234.03	\$49,029,893.34	\$49,034,126.23
RESERVE FOR UNCOLLECTED TAXES	5,960,300.96	8,376,208.59	8,376,208.59
GRAND TOTALS	\$54,288,535.01	\$57,406,101.93	\$57,410,334.82

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DEDICATED REVENUES

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
Port Newark Operations	\$ 256,183.00	\$ 162,195.66	\$ 134,817.31
Deficit General Budget—Operations	31,977.00	58,115.10	75,438.15
TOTAL	288,160.00	220,310.76	210,255.46

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
Bureau of Water	2,547,728.04	2,567,932.00	2,547,728.04
Deficit General Budget—Capital Outlay	53,000.00	.....	.....
TOTAL	<u>2,600,728.04</u>	<u>2,567,932.00</u>	<u>2,547,728.04</u>
Bureau of Docks .....	.....	113,374.00	121,366.76
Bureau of Streets	69,741.00	96,014.30	69,741.88
Bureau of Street Cleaning	13,938.00	14,269.61	13,938.55
House Sewer Connections	28,706.00	21,311.00	28,706.53
Emergency Revenues .....	.....	5,000.00	.....
Outdoor: Poor	28,706.00	26,311.00	28,706.53
Weights and Measures	8,300.00	9,300.00	8,319.94
.....	3,200.00	2,762.50	2,936.50
From Sinking Fund Commission	.....	.....	.....
For Retirement of Water Bonds.....	200,000.00	200,000.00	200,000.00
For Retirement of City Bonds .....	.....	.....	.....
TOTALS	<u>200,000.00</u>	<u>200,000.00</u>	<u>200,000.00</u>
Bureau of Motors—From Other Departments	325,828.00	305,836.00	325,836.00
Emergency Revenues .....	.....	20,000.00	.....
TOTALS	<u>325,828.00</u>	<u>325,836.00</u>	<u>325,836.00</u>

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
Printing and Stationery—From Other Departments	125,000.00	46,300.00	46,304.57
Shade Tree	2,000.00	2,000.00	1,203.98
Public Outings	264.14	528.28	528.28
GRAND TOTAL OF ALL DEDICATED REVENUES	\$ 3,665,865.18	\$ 3,624,938.45	\$ 3,576,866.49

APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

PORT NEWARK OPERATIONS—INCLUDING NEWARK AIRPORT

Personal Services	\$ 225,697.00	\$ 162,195.66	\$ 161,218.17
Other than Personal Services	62,463.00	58,115.10	49,037.29
TOTALS	288,160.00	220,310.76	210,255.46

BUREAU OF WATER

Payment of Bonds	536,000.00	511,000.00	511,000.00
Sinking Fund Requirements	39,934.66	43,808.92	43,808.92
Down Payment on Improvements	14,000.00	12,003.05	12,003.05
Interest on Bonds	878,256.25	894,133.75	894,133.75
Interest on New Bonds	17,885.00	15,700.00	15,700.00
Personal Services	866,917.00	835,358.20	835,358.00
Other than Personal Services	194,735.13	255,928.08	235,724.32
TOTALS	2,547,728.04		

Capital Improvements	53,000.00		
TOTALS	2,600,728.04	2,597,932.00	2,547,728.04

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
BUREAU OF DOCKS			
To General Budget Revenue	-----	68,653.60	68,653.60
Personal Services	-----	14,675.00	14,675.00
Other than Personal Services	-----		
Total Bureau of Docks	-----	83,328.60	83,328.60
Total General Budget Revenue	-----	30,045.40	30,045.40
TOTALS	-----	113,374.00	113,374.00
BUREAU OF STREETS			
Personal Services	42,000.00	60,653.27	37,781.81
Other than Personal Services	27,741.00	35,361.03	31,960.07
TOTALS	69,741.00	96,014.30	69,741.88
BUREAU OF STREET CLEANING			
Personal Services	9,708.00	7,856.15	7,956.15
Other than Personal Services	4,230.00	6,313.46	5,982.40
TOTALS	13,938.00	14,269.61	13,938.55
HOUSE SEWER CONNECTIONS			
Personal Services	22,956.00	17,951.00	17,951.00
Other than Personal Services	5,750.00	3,360.00	3,360.00
TOTALS	28,706.00	21,311.00	21,311.00
OUTDOOR POOR			
Other than Personal Services	8,300.00	9,300.00	8,319.94

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
WEIGHTS AND MEASURES			
Personal Services	1,200.00	2,762.50	2,762.50
Other than Personal Services	2,000.00	.....	.....
TOTALS	<u>3,200.00</u>	<u>2,762.50</u>	<u>2,762.50</u>
RETIREMENT OF TERM BONDS			
Water Department	200,000.00	200,000.00	200,000.00
City Bonds .....	.....	.....	.....
TOTALS	<u>200,000.00</u>	<u>200,000.00</u>	<u>200,000.00</u>
BUREAU OF MOTORS			
Personal Services	183,744.20	183,744.20	183,744.20
Other than Personal Services	141,523.00	122,091.80	122,091.80
TOTALS	<u>325,267.20</u>	<u>305,836.00</u>	<u>305,836.00</u>
PRINTING AND STATIONERY			
Personal Services .....	.....	.....	.....
Other than Personal Services	125,000.00	46,300.00	46,300.00
TOTALS	<u>125,000.00</u>	<u>46,300.00</u>	<u>46,300.00</u>

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
SHADE TREE			
Personal Services	830.00	830.00	830.00
Other than Personal Services	1,170.00	1,170.00	1,170.00
TOTALS	2,000.00	2,000.00	2,000.00
PUBLIC OUTINGS	264.14	528.28	528.28
EMERGENCY APPROPRIATIONS			
HOUSE SEWER CONNECTIONS			
Personal Services .....	.....	4,000.00	4,000.00
Other than Personal Services .....	.....	1,000.00	1,000.00
TOTALS .....	.....	5,000.00	5,000.00
BUREAU OF MOTORS			
Personal Services .....	.....	1,300.00	1,300.00
Other than Personal Services .....	.....	18,700.00	18,700.00
TOTALS .....	.....	20,000.00	20,000.00
GRAND TOTAL OF ALL DEDICATED REVENUE			
APPROPRIATIONS ..	\$ 3,665,865.18	\$ 3,624,938.45	\$ 3,567,095.65

Mr. Herman W. Brams, 1060 Broad Street: On the resolution covering the adoption of the budget I understand from Commissioner Murphy, since I gave my name to the Clerk, that it is tentative and that many matters are going to be taken up with Commissioner Darby, and the Newark Taxpayers Association would then have an opportunity to be heard.

It occurred to me that it might be a good idea while Commissioner Murphy is in Trenton to look into the question of the soldiers' bonus. Last year we included the sum of \$174,000 on the soldiers' bonus. I understand from former Governor Hoffman that it may be possible that legislation may be introduced next Monday to void that item, and it might be a good idea for this Commission to ask the legislators from Essex County to have such a bill introduced, because the sinking fund has a sufficient fund to take care of that item. If we can save \$170,000 in this year's budget it might be desirable for this Commission to take some action on it.

Mayor Ellenstein: The State Treasurer, as I understand from the papers this morning, said that it could not be done. He is a member of the Sinking Fund Commission.

Mr. Brams: Yes, I heard about it, but there seems to be some question, and it might be a good idea to ask the county legislative group to sponsor a credit, anyway.

Mayor Ellenstein: Suppose you look into the suggestion made by Mr. Brams. The City contributes \$170,000 as soldiers' bonus and former Governor Hoffman suggests a method that by borrowing from the Sinking Fund it avoids the necessity of the municipalities contributing, so Mr. Brams requests that we press the Essex delegation to sponsor that legislation.

We will now proceed with the pre-

sentation of candidates to fill the vacancy on the City Commission.

Are there any presentations?

Commissioner Byrne: Thomas F. Guthrie.

Mayor Ellenstein: Commissioner Byrne suggests the name of Thomas F. Guthrie. As many as are in favor of Thomas F. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye, Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Mr. Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Mr. Filippone being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin

and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will again present the name of Mr. Frank Cozzoline. He has been a member of the Board of Education for a number of years and has given excellent service to the City of Newark. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is still a member of the Board of Education.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 13, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Murphy: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4 of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in The City of Newark,' adopted July 1, 1931," adopted September 14, 1938, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move it be deferred one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled: "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move the ordaining clause be stricken.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

WHEREAS: The Board of Commissioners of The City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation.

THEREFORE, The Board of Commissioners of The City of Newark, Do Ordain:

1. That at 2 o'clock A. M. on the last Sunday in April, 1940, the standard time throughout the City of Newark shall be advanced one hour in all the departments of the municipality over which the Board of Commissioners have jurisdiction, except that

where the time is fixed by any statute of this State, in which case the time shall be standard time as fixed by such statute, and at 2 o'clock A. M. on the last Sunday in September in the year 1940, such time shall be retarded one hour.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that March 27, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Byrne introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance concerning the operation and maintenance of open air parking stations in The City of New-

ark and providing for the licensing thereof.

The Board of Commissioners of the City of Newark, Do Ordain:

1. The words "open air parking stations" as used and referred to in this ordinance shall be held to mean and are hereby described as meaning any open air plot of ground, lot or parcel of land within the City, on which is conducted the business of storing of motor vehicles; or where motor vehicles are exhibited for sale; or are stored, parked, kept or located; where the owner of such vehicle is charged a fee or other compensation is obtained therefor, and shall include such places providing overhead or other shelters that are not completely enclosed.

"Person" shall be construed to mean an individual, partnership, firm, association or corporation.

2. No person shall manage, conduct, operate or carry on the business of open air parking station as defined by this ordinance within the City of Newark without first having obtained a license therefor as hereinafter provided.

3. The application for such license shall be made under oath to the Director of the Department of Parks and Public Property on forms supplied by him which application shall set forth the name under which such station is to be operated; whether the applicant is an individual, partnership or corporation or otherwise; the name and business and residence address of such person or persons; if a corporation, the full corporate name, the date and place where incorporated, the amount of capital stock issued and the names and business and residence addresses of the officers thereof and the number of shares of stock held by each and the name and place of registered agent's office; whether the

premises are owned or leased by the applicant, and if leased, the name and address of the owner; the number of motor vehicles which may at any one time be stored upon the premises; the location, size and dimensions of said station; the hours during which said motor vehicles may be stored and the hours during which attendants will be upon the premises; a complete schedule of the rates to be charged; and such other information as may be necessary or advisable to carry into effect the provisions of this ordinance.

4. The annual license fee shall be determined by multiplying the number of square feet of said premises by one (1c) cent. The license shall be for a period of one (1) year, commencing January 1, and ending December 31. If at the time of application for a license less than six (6) months of the current calendar year have expired the applicant shall, nevertheless, be required to pay the full fee for the full year; if, however, six months or more have expired then the applicant shall be required to pay one-half of the annual fee. Where an open air parking station is to be used exclusively by the patrons of a business that is seasonal in its nature, such as in connection with amusement centers or athletic parks, the Director of the Department of Parks and Public Property may, in his discretion, where he is satisfied of such facts, issue a seasonal license in lieu of the annual license which shall run only for the months for which such use is contemplated, which shall be in no event less than two months nor more than six months. Fee to be paid for such seasonal license shall be determined by multiplying the number of months for which said license is to issue by one-tenth of the annual license fee for operating said station.

5. The license provided for herein shall at any and all times be subject to revocation by the Director of the

Department of Parks and Public Property upon hearing to be held upon five days' written notice to the licensee, which license may be revoked by reason of the licensee having made any false or materially incorrect statement on the application; if the licensee violates or permits the violation of any of the terms or provisions of this ordinance; or, if upon complaint or proof of the Board of Adjustment of the City of Newark said station is being operated contrary to the terms and conditions of any permit or the terms of any such permit issued by the Board of Adjustment.

No license shall be issued to any person whose license has been revoked within two years of the date of any application, nor shall any permit be issued to any firm, partnership, association or corporation, any of whose members or officers have had his, their or its license revoked within two years of the date of any application,

6. At every station operated under this ordinance the licensee shall maintain, subject to the approval of the Director of the Department of Parks and Public Property and subject to the following provisions, a suitable sign or signs, sufficient to readily apprise persons traveling along the street or coming upon the premises of the rates charged:

a. The maintenance of such sign or signs shall be mandatory and no other sign or signs may be displayed without the approval of the Director of the Department of Parks and Public Property.

b. Upon obtaining such consent of the Director, said Director shall issue a sign tag, which tag must be at all times permanently affixed to said sign or signs and displayed with it, and the licensee shall pay for each tag so issued 25c per year;

c. Said signs shall contain no other

information except the rates, including time and prices, except that they may contain, subject to the approval of the Director, other information when special rates are displayed for parking privileges extended especially for the benefit of business concerns.

d. Said signs shall contain no abbreviation except as standardized and with the approval of the Director.

e. Said signs shall be not less than 12 feet square, nor more than 100 feet square.

f. Where more than one rate is charged the figures for each rate shall be of the same size, style and color.

g. Where periods of time are displayed they shall be of the same size style and color.

h. No lettering shall be less than 4 inches high and the lettering or rates or prices shall in no event be more than twice the size of the lettering of the periods of time for which such charge is made.

i. Where the rates charged for day parking differ from the rates charged for night parking, the change of rates shall go into effect at 6 P. M.

j. No licensee shall make any change for storing any motor vehicle in excess of that set forth in the application, and as displayed on the sign or signs upon said station until he has first notified the Director of the Department of Parks and Public Property, in writing, that such a change is proposed, and said licensee shall not make said change until one week after receiving notice, in writing, of such approval.

7. This ordinance is enacted for the purpose of raising revenue and for the regulation and control of open air parking stations.

8. Any person violating any of the provisions of this ordinance shall, upon conviction thereof, pay a fine not to exceed the sum of \$100 for the first offense, together with an additional penalty of not more than \$25 for each day such station shall be maintained in violation of this ordinance; and in default of the payment of such fine may be imprisoned in the county jail for a time not to exceed 30 days. Any corporation or limited partnership violating any of the provisions of this ordinance, shall upon conviction thereof, pay a fine not to exceed \$100 for the first offense, together with an additional penalty of not more than \$25 for each day such station shall be maintained in violation of the provisions of this ordinance, which sum or sums may be recovered in an action of debt.

9. The provisions of this ordinance shall not be construed so as to impair the obligations of any contract or lease entered into by the City of Newark with any person and shall apply to all and every open air parking station whether or not said land is owned by the City of Newark or otherwise.

10. If for any reason any provision, part or section of this ordinance shall be held to be unconstitutional or invalid, the same shall not be held to affect other provisions, parts or sections.

11. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

12. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n ,
Murphy, Mayor Ellenstein.

Commissioner Byrne moved that March 27th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of Five Thousand, Four Hundred Ninety-nine Dollars and Fifty-three Cents (\$5,499.53) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

1939

Printing and Stationery	
Dedicated Revenues	\$ 332.97
Printing and Stationery	370.98
Public Buildings	3,245.68
Smoke Abatement	7.09
WPA Project No. 3-7-1107	51.69
Shade Tree	1,491.12
	<hr/>
	\$ 5,499.53

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, One Hundred Sixty-five Dollars and Four Cents (\$3,165.04) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, as follows:

Shade Tree	\$ 1,903.04
Public Buildings	1,262.00
	<hr/>
	\$ 3,165.04

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Five Hundred Forty-five Dollars and Fifty-three Cents (\$3,545.53) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Hayes Park East	\$ 1,540.28
Swimming Pool Construction, Hayes Park West	387.20
Swimming Pool Construction, Clifton Avenue	812.51
Swimming Pool Construction, Boylan Street	855.54
	<hr/>
	\$ 3,545.53

M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Thirty-five Thousand Three Hundred Twenty-three Dollars and Seventy-five Cents (\$35,323.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$35,323.75

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand One Hundred Fifty-five Dollars and Eleven Cents (\$10,155.11) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 9,795.62
Docks	34.90
Newark Labor Relations Board	24.70
City Clerk	127.08
House Sewer Connections..	18.40
Sewers	41.30
Streets	42.91
Street Construction	70.20
	<hr/>
	\$ 10,155.11

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Sixty-eight Dollars (\$168.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewers\$168.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, One Hundred Forty-four Dollars and Ninety-nine Cents (\$2,144.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period February 16th-February 29th, 1940, both incl.:
Newark Airport\$2,144.99

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Fifty-nine Dollars and Eighty-five Cents (\$3,059.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending February 28th, 1940:

Newark Airport	\$ 2,249.85
Bureau of Docks	810.00
	<hr/>
	\$ 3,059.85

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Sixty-one Dollars and Twenty-four Cents (\$37,061.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 6, 1940:

Bureau of Motors	\$ 2,600.86
Bureau of Streets	1,591.13
Bureau of Sewers	1,235.71
House Sewer Connections..	145.13
Bureau of Street Cleaning..	22,629.23
Street Construction	153.45
Bureau of Water	8,705.73
	<hr/>
	\$ 37,061.24

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Three Hundred Twenty-nine Dollars and Fifty-eight Cents (\$4,329.58) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
WPA Project 6926-7	\$ 2,014.96
Street Construction	
WPA Project 6926-7	1,122.50
Sewer Construction,	
WPA Project 6951-7	1,131.31
Toy Mending	
WPA Project 5618-7.....	12.00
City Planning	
WPA Project 5358-7.....	1.00
Street Cleaning,	
WPA Project 6409-7	47.81
	<hr/>
	\$ 4,329.58

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-seven Thousand, Six Hundred Seventy Dollars and Eighty-nine Cents (\$27,670.89) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the De-

partment of Public Works, as follows:

Newark City Hospital	\$ 15,454.03
Newark City Hospital	2,862.48
Newark City Hospital (WPA Project)	538.92
Bureau of Health	4,826.74
Convalescent Hospital	1,518.42
Bus Transportation	2,470.25
	<hr/>
	\$ 27,670.89

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand Four Hundred Twenty-one Dollars and Forty Cents (\$5,421.40) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 4,050.37
Newark City Hospital	530.78
Newark City Hospital (WPA Project)	47.07
Convalescent Hospital	308.18
WPA Housekeeping Aid Project	485.00
	<hr/>
	\$ 5,421.40

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-two Thousand Nine Hundred Nineteen Dollars and Fifty-five Cents

(\$42,919.55) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$42,919.55

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Twenty-nine Dollars and Five Cents (\$2,029.05) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$2,029.05

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Dollars and Seventy-two Cents (\$14.72) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor Department\$14.72

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred and Two Thousand Five Hundred Ninety-three Dollars and Seventy-nine Cents (\$402,593.79) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Direct\$402,593.73

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand Fifty-six Dollars and Eleven Cents (\$23,056.11) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division\$ 15,964.98
Police Division (WPA) 645.50
Fire Division 6,445.63

\$23,056.11

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Six Hundred Nineteen Dollars and Sixty-five Cents (\$6,619.65) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Division\$ 4,719.17
Fire Division 166.48
Fire Division
Fire Division (Uncompleted Contracts) 1,734.00

\$ 6,619.65

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Five Hundred Fifty Dollars (\$550) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the Supplementary Payroll of the Auditor's Office, Department of Revenue and Finance, from February 16th, 1940, to March 1st, 1940, inclusive, as follows:

Auditor's Office\$550.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Six Thousand Two Hundred Sixty-Two Dollars and Ninety-two Cents (\$6,262.92) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 28.75
Auditor's Office	4.28
Treasurer's Office	15.95
Tax Receiver	21.90
Tax Board	1,336.00
Reserve for Overpayment, Comptroller	1,290.90
Reserve for Overpayment Tax Receiver	3,363.01
Carfare	15.35
WPA Tax Revaluation Project 7185-O Sub A-6..	186.58
	<hr/>
	\$ 6,262.92

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand Eight Hundred Ninety-one Dollars and Forty-four Cents (\$17,891.44) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$ 17,891.44

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the following named person be and the same is hereby appointed as Constable of the City of Newark, for the term expiring December 31, 1940:

Haskell E. Wilson, 355 Peshine Avenue.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the \$200,000 Bond Anticipation Note of the City of Newark, dated December 22, 1939, payable March 22, 1940, issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on November 29, 1939, is outstanding, and there are no funds in the City Treasury which are available for the payment of said note, and the Board of Commissioners desires to renew said note as hereinafter provided: NOW, THEREFORE,

The Board of Commissioners of the City of Newark DO RESOLVE as follows:

Section 1. For the purpose of renewing said outstanding \$200,000

Bond Anticipation Note dated December 22, 1939, payable March 22, 1940, there shall be issued pursuant to the Local Bond Law of New Jersey, a note of The City of Newark of the aggregate principal amount of \$200,000 to be designated "Bond Anticipation Note." Said note shall be dated the 22nd day of March, 1940, and shall be payable the 22nd day of June, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Said note shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said note and to issue said note in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note, and that said note is within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note not be determined by this resolution, and also the power to sell said note, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note in the manner provided by law.

Section 4, Said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturity of said note sold pursuant to this resolution at the meeting of said Board of Commissioners next succeeding the sale of such note.

Section 5. All moneys borrowed by the issuance of said note shall, to the

amount necessary, be applied to the payment of the principal of said outstanding \$200,000 Bond Anticipation Note dated December 22, 1939, payable March 22, 1940.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, John R. Houston is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 1912, Lot 21, 205 Second Street, Newark, which property was assessed at a valuation of \$3,800.00, tax \$172.90;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said John R. Houston be granted a further exemption of \$400.00, tax \$18.20, for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, Joseph F. Cahill is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4214, Lot 36, 46 Cedar Avenue, Newark, which property was assessed at a valuation of \$10,400.00, tax \$473.20;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Joseph F. Cahill be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Joseph A. Burkonstock is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55, from his personal property assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4097, Lot 30, 12 Cleveland Avenue, Newark, which

property was assessed at a valuation of \$6,500.00, tax \$295.75;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Joseph A. Burkonstock be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, William C. Kirk is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 3064, Lot 55, 232 Leslie Street, Newark, which property was assessed at a valuation of \$2,000.00, tax \$91.00;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said William C. Kirk be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Julius Miller is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 617A, Lot 14, 18 Hinsdale Place, Newark, which property was assessed at a valuation of \$2,900.00, tax \$131.95;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Julius Miller be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, the Long Bar, Inc., located at No. 150 Market St., Newark, was assessed at valuation of \$1,500.00, tax \$68.25, for personal property for 1939; and

WHEREAS, said taxpayer had occupied premises owned by a religious corporation, and, at the expiration of

its term in 1938, said religious corporation refused to grant a new lease because it objected to the sale of liquor on its premises; and

WHEREAS, said personal property assessment for 1939 was erroneously levied;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the personal property assessment of \$1,500.00, tax \$68.25, levied against the Long Bar, Inc., for 1939, be cancelled, and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, has filed consolidated project applications Nos. 5218-A and 5226-A with the Work Projects Administration to provide employment for 514 persons to be taken from the relief rolls of the City, on a City Wide Clerical Project, for which Federal Funds are requested in the amount of \$447,008.32; and

WHEREAS, in said project application the sum of \$15,000.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, the Fourteenth Ward Building & Loan Association of the City of Newark is the owner of the building located at 26 Camp Street in the City of Newark, which building contains approximately 16,000

square feet of floor space which is well suited for the operation of said project, and has agreed to lease said building to the City of Newark on a month to month basis;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with the Fourteenth Ward Building & Loan Association for the premises hereinbefore described at a rental of \$300.00 per month, payable monthly, said lease to be subject to termination by either the City of Newark or the Fourteenth Ward Building & Loan Association on thirty days notice in writing to the other, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property did advertise the property at 542-544 Ferry Street, Newark, a vacant lot, owned by the City, for sale, and did at public sale receive bids on March 11, 1940; and

WHEREAS, the highest offer of \$1,000.00 is not deemed to be acceptable, and the said Director has determined that said highest bid and all bids be rejected;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that all of the aforesaid bids be and the same are hereby rejected.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Director of the Department of Public Works was authorized by the Board of Commissioners by Resolution No. 6809, adopted on February 14, 1940, to advertise for sealed proposals for furnishing and installing a hot water tank in the Morris Avenue Bath House, and on Friday, March 1st, 1940, he did receive bids; and

WHEREAS, it is his opinion, and he has determined that said bids be rejected.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the bids received as aforesaid be and are hereby rejected, and the Director of the Department of Public Works be and he is hereby authorized to again advertise for sealed proposals for furnishing and installing a hot water tank for the Bureau of Baths, Morris Avenue Bath House, of the Department of Public Works, in manner provided by law, and in accordance with the specifications on file in the office of the said Director.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for the rental of Three hundred (300) folding chairs to be used on Saint Patrick's Day during the parade, and the Public Church & School Seating Company lowest responsible bidder, at a total sum of twenty-one dollars (\$21.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with the Public Church & School Seating Company for the rental of chairs aforesaid and for the amount stated.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for decorating the entire front of the City Hall and the reviewing stand for the St. Patrick's Day Parade; and

WHEREAS, J. Ash did submit a bid of \$150.00, which was the lowest bid;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of

the Department of Parks and Public Property be and he is hereby authorized to contract with J. Ash for the decorating of the entire front of the City Hall and the reviewing stand for the St. Patrick's Day Parade, according to the specifications on file in the office of the Director, copy of which specifications is attached hereto and made a part hereof.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark, that the following changes appearing on the semi-monthly payrolls of the Department of Parks and Public Property for the first and second half of March, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Daniel Ryan, Cleaner, absent without leave from March 2nd to March 9th, 1940, was not paid during his absence, and he was suspended on March 9th, 1940, without pay, until further notice.

Daniel Quigley, temporarily appointed Fireman for a period of four days, effective March 9th, 1940, at a salary of \$3,000.00 per annum.

Frank Rooney, temporary Fireman, services will terminate on March 15th, 1940.

Charles Harroun, temporarily appointed Fireman, effective March 16th, 1940, at a salary of \$3,000.00 per annum.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., March 12, 1940.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day a resolution was adopted recommending to your honorable body in accordance with Section 9, Chapter 274, P. L. 1928 (40; 15-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

618-624 Bergen Street, M. C. Holding Co., owner; in a second business district the construction and operation of a gasoline station including lubritorium; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of March 13, 1940.)

Ordered filed.

The City Clerk: The Board of Adjustment refers to this Board for action by this Board over the signature of Russell B. Rankin, Secretary, under date of March 12, one matter to which there were no objectors and which can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this matter.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of M. C. Holding Co., owner; on a 2nd business district the construction and operation of a gasoline station including lubritorium, premises 618-624 Bergen Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Now, in accordance with the understanding had with

the commissioners, a motion to adjourn will be in order.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS M. BYRNE JR.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 20, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to control the use, sale and distribution of exterminators and insecticides, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to control the use, sale and distribution of exterminators and insecticides," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to control the use, sale and distribution of exterminators and insecticides.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4, of an Ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in The City of Newark,' adopted July 1, 1931," adopted September 14, 1938, and stated that today was the time

fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move that the ordaining clause be stricken.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the granting of an easement through certain real estate owned by the City of Newark in the City of Newark, in the County of Essex, and for the granting of a right or license to construct and maintain a tunnel beneath the surface of Academy Street in the City of Newark, in the County of Essex and State of New Jersey, under that portion of Academy Street lying between Halsey and Washington Streets, in the City of Newark, Essex County, New Jersey.

The Commissioners of The City of Newark, in the County of Essex, do ordain as follows:

Section 1. That there be granted and conveyed unto L. Bamberger & Co., a corporation duly organized and existing under and by virtue of the Laws of the State of New Jersey, an easement for the purpose of constructing and maintaining a tunnel for the passage of pedestrians and merchandise beneath Academy Street in the City of Newark and through certain properties owned by the City of Newark on the north side of Academy Street in said City, which said easement will permit the construction and maintenance by L. Bamberger &

Co. of a tunnel having an interior width of approximately twelve (12) feet and an interior height of approximately nine (9) feet running in a general north and south direction, the location of the upper exterior surface of which shall not be less than six (6) feet beneath the surface of Academy Street as the same presently exists within a space bounded on the west by a line running generally north and south which shall not be nearer to Washington Street than eighty (80) feet from the easterly side of said Washington Street, and on the east by a line running generally north and south which shall not be farther than one hundred (100) feet from the easterly line of Washington Street. Said easement shall continue during such time as L. Bamberger & Co. shall be a tenant or subtenant in property presently owned by the City of Newark on the north side of Academy Street.

Section 2: That there be granted unto L. Bamberger & Co., for a term of years co-extensive with the time L. Bamberger & Co. shall be a tenant or subtenant of premises owned by the City of Newark on the northerly side of Academy Street, a right and license to construct and maintain a tunnel with an approximate interior width of twelve (12) feet and an approximate interior height of nine (9) feet running in a general north and south direction beneath the surface of Academy Street, in said City of Newark, no nearer to the easterly line of Academy Street than eighty (80) feet nor farther from the easterly line of Washington Street than one hundred feet.

Section 3: That the granting of such easement and license be conditioned upon L. Bamberger & Co. entering into an agreement, in form approved by counsel for the City of Newark, with the City of Newark, to provide that L. Bamberger & Co. will and shall, during such time as such

easement and license shall be effective, indemnify and save harmless the said City of Newark from any claims which may be made against it as the result of the construction or maintenance of said tunnel, and to provide that L. Bamberger & Co. will pay for or cause to be paid to the City of Newark all sums of money that may be necessary to locate, relocate, construct or reconstruct the sewer or other city utilities now located in the pathway, or adjacent to, the proposed tunnel, and L. Bamberger & Co. will pay or cause to be paid to the City of Newark all sums of money which shall from time to time represent the cost of properly cleaning the sewer running through Academy Street, in which said cost shall be included charges for the use of proper and adequate machinery and trucks, and will provide that at the termination of said easement and license, or at the earlier abandonment of said tunnel by L. Bamberger & Co. said L. Bamberger & Co. will cause any sewer mains or water mains to be restored to the condition existing prior to the construction of the tunnel and will remove all subsurface structures and fill in such tunnel or any excavation occasioned by the construction or abandonment of said tunnel, and will further provide that the said tunnel will be constructed and maintained and all of the aforesaid-work of the locating, relocating, constructing and reconstructing and cleaning sewers or other utilities will be done in accordance with the regulations of the City of Newark, and the several departments thereof, to the satisfaction of the Chief Engineer of the Department of Public Affairs.

Section 4: That in the granting of such easement and license to construct and maintain said tunnel there shall be reserved unto the said City of Newark the right to terminate the said easement and license without being required to make any payment of

any nature to said L. Bamberger & Co. in the event that there shall hereafter be constructed beneath the surface of said Academy Street in said City of Newark any subway or other subterranean structures including but not limited to subsurface water mains or sewer mains by the said City of Newark.

Section 5: That the Director of Public Affairs and the City Clerk of the City of Newark be directed and authorized to enter into an agreement, in form approved by counsel for the City of Newark, with said L. Bamberger & Co. for the purposes aforesaid.

Section 6: This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that April 3, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance as a matter

of information and moved that a public hearing be held on the ordinance on April 3rd, 1940:

An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4. of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in The City of Newark,' adopted July 1, 1931," adopted September 14, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance being introduced for information only and not in a formal manner, there will be no advertising of the ordinance but there will be a public hearing two weeks from today, on April 3rd, 1940.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Four Hundred Eleven Thousand Nine Hundred Seventeen Dollars and Twenty-five Cents (\$411,917.25) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$411,917.25

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Thousand Four Hundred Forty-seven Dollars and Forty-seven Cents (\$55,447.47) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 44.50
Auditor's Office	55.95
Treasurer's Office	25.00
Tax Board	692.90
Comptroller's Office	50.55
Tax Receiver	
(Bookkeeping Division ..	20.40
Tax Receiver	
(Addressograph and	
Billing Division)	100.05
Pension Funds	50,000.00
Reserve for Overpayment	
(Tax Receiver)	53.37
Reserve for Overpayment	
(Comptroller)	4,407.75
	<hr/>
	\$ 55,447.47

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Two Hundred Ten Dollars and Forty Cents (\$1,210.40) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Auditor's Office	\$ 395.00
Treasurer's Office	650.00
Tax Receiver	165.40
	<hr/>
	\$1,210.40

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Thousand Two Hundred Eighty Dollars and Eighty Cents (\$38,280.80) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$38,280.80

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand Seven Hundred Ten Dollars and Eight Cents (\$22,710.08) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from March 1st, 1940 to March 15th, 1940, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes ...	1,501.98
Board of Assessment and	
Revision of Taxes	6,969.29

W. P. A. Tax Revaluation
 Project 7185-O Sub 1-6.. 208.33
 Board of Assessment for
 Local Improvements 869.98
 First District Court 1,200.82
 Second District Court 1,111.64
 \$ 22,710.08

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Two Hundred Eighteen Thousand, One Hundred Forty-one Dollars and Ninety-seven Cents (\$218,141.97) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from March 1st to March 15th, 1940, inclusive, as follows:

Director's Office\$ 395.83
 License Division 714.57
 Building Division 3,262.47
 Electrical Bureau 2,009.48
 First Criminal and Family Courts 1,104.16
 Second Criminal Court 610.39
 Third Criminal Court 354.13
 Night Police Court 312.49
 Fire Division 79,214.03
 Police Division 130,164.39
 \$218,141.97

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Five Thousand Five Dollars and Thirty Cents (\$105,005.30) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of March, 1940, as follows:

Director's Office\$ 1,383.32
 WPA Project 5410-7 166.66
 Bureau of Health 25,338.10
 Newark City Hospital 24,360.67
 Convalescent Hospital 1,942.82
 Newark City Home 3,140.61
 Bureau of Baths 5,204.98
 Newark City Alms House.. 2,558.83
 Ivy Hill Power Plant 2,858.76
 Outdoor Poor Department 1,637.48
 Law Department 3,933.29
 Board of Adjustment 470.00
 Emergency Relief Administration 32,009.78
 \$105,005.30

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Six Dollars and Seventy Cents (\$26.70), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$26.70

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Sixty-five Dollars and Thirty-three Cents (\$565.33) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Board of Adjustment\$155.45
Law Department 300.06
Director's Office 109.82
\$565.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Five Thousand, Five Hundred Twenty-three Dollars and Ninety-three Cents (\$5,523.93) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

1940

Director's Office	\$ 27.62
Maintenance of Dog Pound	625.00
Printing and Stationery	
Miscellaneous Advertis-	
ing	194.69
Printing and Stationery	
Dedicated Revenue	3,482.95
Weights and Measures	44.59
WPA Project 1485-7	1.50
Public Buildings	737.37
Public Buildings—	
City Owned Property	40.00
Smoke Abatement	12.58
Shade Tree	212.62
Central Purchase	145.01
	<hr/>
	\$ 5,523.93

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Thirteen Thousand, Eight Hundred Fifty-five Dollars and Eighty-one Cents (\$13,855.81) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from March 1st, 1940, to March 15th, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,148.34
Public Buildings, City	
Owned Property	219.86
Weights and Measures	547.66
Printing and Stationery	215.00
Shade Tree	1,457.49
Central Purchase	1,850.82
W. P. A. Project 1485-7....	208.33
	<hr/>
	\$ 13,855.81

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Two Hundred Fifty-nine Dollars and Sixty Cents (\$3,259.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, as follows:

Shade Tree	\$1,979.60
Public Buildings	1,280.00
	<hr/>
	\$3,259.60

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Ninety-four Dollars (\$94.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (WPA Project 6069, Hayes Park West)	\$24.00
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Swimming Pool Construction (WPA Project 6069, Clifton Avenue)	70.00
	<hr/>
	\$94.00

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Four Hundred Fifty-five Dollars and Eighty-five Cents (\$455.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$217.56
Streets	8.50
Street Cleaning	7.00
Newark Airport	29.01
National Youth Administration (Home Making Project 65-7)	4.50
Toy Mending (W. P. A. Project 5618-7)	16.14
City Planning (W. P. A. Project 5538-7)	18.50
Motors	149.34
Sewers	5.00
	<hr/>
	\$455.85

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of
Thirty-six Thousand Four Hundred
Thirty-three Dollars and Ninety
Cents (\$36,433.90) be and the same
hereby is appropriated to the persons
named, as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 13, 1940:

Bureau of Motors	\$ 2,595.54
Bureau of Streets	1,770.23
Bureau of Sewers	1,142.83
House Sewer Connections..	240.78
Bureau of Street Cleaning	21,886.88
Street Construction	28.00
Bureau of Water	8,769.64
	<hr/>
	\$ 36,433.90

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Forty-five Thousand One Hundred
Four Dollars and Six Cents (\$45,-
104.06) be and the same hereby is ap-
propriated to the persons named, as
per certified list attached, being the
gross amount of bills contracted and
chargeable to the Department of Pub-
lic Affairs, as follows:

City Treasurer, semi-monthly payroll,
period March 1st-March 15th, 1940,
both incl.:

Director's Office	\$ 1,452.07
Bureau of Lighting	432.50

Bureau of Streets	\$ 5,734.00
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,039.97
Bureau of Street Cleaning..	4,026.57
Bureau of Surveys	3,679.99
Engineering Division	1,338.32
Bureau of Motors	1,927.63
Bureau of Water	19,166.41
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Swimming Pool Projects....	708.33
City Clerk	3,223.64
Elections	425.00
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	\$ 45,104.06

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Sixty-nine Thousand, Two Hundred
Nineteen Dollars and Thirty-nine
Cents (\$69,219.39) be and the same
hereby is appropriated to the per-
sons named, as per certified list at-
tached, being the gross amount of
bills contracted and chargeable to the
Department of Public Affairs, as fol-
lows:

Newark Museum	\$ 12,500.00
Free Public Library	41,666.66
Sewers	350.21
House Sewer Connections..	76.47
Sewers	17.08
Surveys	15.25
Water	400.00
Director's Office	68.61
Contingent Account	
(Resolution 6762)	118.74
Docks	49.59
City Clerk	179.66
Water	13,777.12
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	\$ 69,219.39

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Eight Hundred Sixty Dollars and Eighty-nine Cents (\$5,860.89) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning (1939 Reserve)	\$1,061.91
Water	4,798.98
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	\$5,860.89

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand, Nine Hundred Thirty-three Dollars and Sixty-three Cents (\$16,933.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
Street Construction

(WPA Project 6926-7) ..\$	2,225.91
Sewer Construction (WPA Project 6951-7)....	3,173.13

Sewer Construction (WPA Project 6951-7)....	57.00
Sewer Construction (WPA Project 4813-7)....	145.00
Museum Extension (WPA Project 4510-O-A)	371.26
Sewer Construction (WPA Project 6951-7)..	1,051.25
City Planning (WPA Project 5358-7)..	33.07
Toy Mending (WPA Project 5618-7)....	263.19
Sewer Construction (WPA Project 6131-7)	2,773.50
Sewer Construction (WPA Project 4813-7)..	6,840.32
	<hr/>
	\$ 16,933.63

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

CONSTABLE'S BOND:

Haskell E. Wilson,

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That the following bonds be and the same hereby are approved as to sufficiency:

AUCTIONEERS:

Max Fields, 194 Market Street,
William Kramer, 194 Market Street.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED, That the Board of Commissioners of The City of Newark, in meeting assembled, do hereby request the Commissioner of Local Government, Walter R. Darby, to withhold the certification of the Budget of the City of Newark, N. J. until after April 1st, 1940, for the following reasons:

- (a) To allow the City of Newark, N. J. time to receive the certification of the County and State Taxes for 1940 from the County of Essex, so that the actual amounts may be included in the 1940 Budget;
- (b) To enable the City of Newark, N. J. to reduce the 1940 Budget estimate by the amount of un-lapsed appropriations balances for the year 1939 that will automatically lapse at March 31st. 1940; and
- (c) To make other changes that may be required before the approving certification is given;

That the City Clerk forward to the

Commissioner of Local Government a certified copy of this resolution.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, transfers of appropriations, that the Director of the Department of Revenue and Finance, be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Revenue and Finance, for the year 1939:

From Tax Receiver	
Other than Personal Services	\$ 1,000.00
To District Courts	
Personal Services	1,000.00
From Board of Assessment and Revision of Taxes—	
Personal Services	1,200.00
To Auditor's Office	
Personal Services	1,200.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, transfers of appropriations, that the Director of the Department of Public Works, be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Works:

From Bureau of Baths	
Personal Services	\$384.66
To Bureau of Baths	
Other than Personal Services	384.66
From Bureau of Health	
Personal Services	75.00
To Bureau of Health	
Other than Personal Services	75.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an appropriation of \$3,550.00 for the four months beginning March 1, 1940 has been appropriated to the City of Newark by the State of New Jersey under the Federal Social Security Bill; and,

WHEREAS, this money is to be disbursed for the purpose of a sanitation evaluation project in the Bureau of Health including appointment of several employees as well as the purchase of supplies.

BE IT RESOLVED, That this money be placed in a City fund separate from other City funds to be drawn

on in a similar manner to other city funds and to be known as the United States Health Sanitation Account.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, John J. Buckley is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS, he was on October 1st. 1938 the owner of record of property located at Block 4053, Lot 75, 176 Grove Terrace, Newark, which property was assessed at a valuation of \$6,400.00, tax \$291.20;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said John J. Buckley be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Francis A. Raiciot is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00, from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939; and

WHEREAS, he was on October 1st, 1938 the owner of record of property located at Block 890, Lot 44, 38-38½ Pennington Street, Newark, which property was assessed at a valuation of \$8,000.00, tax \$364.00;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Francis A. Raiciot be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William H. Snable is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00, from the assessed valuation of his real and personal property, and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939; and

WHEREAS, he was on October 1st,

1938, the owner of record of property located at Block 2688, Lot 21, 681 Hunterdon Street, Newark, which property was assessed at a valuation of \$6,700.00, tax \$304.85;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said William H. Snable be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Ellis Bell is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 1835, Lot 34, 36 Bergen Street, Newark, which property was assessed at a valuation of \$2,300.00, tax \$104.65;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said Ellis Bell be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Domenico Oberto is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 567, Lot 42, 76½ Ogden Street, Newark, which property was assessed at a valuation of \$1,500.00, tax \$68.25;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the Domenich Oberto be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on or about April 1st, 1937, The City of Newark and William Paterson entered into a contract by virtue of which for the sum of \$61,635.00, he agreed to furnish materials and labor in connection with the plumbing work on the four municipal swimming pools; and

WHEREAS, the said plumbing contract, although it was to be completed on or about July 1, 1937, remains uncompleted as of this date, due to delays over which the said contractor had no control; and

WHEREAS, the contractor, William J. Patterson, has submitted to the City a statement, in the amount of \$14,520.40, dated February 20th, 1940, in which is detailed alleged damages sustained by him in connection with the said contract and because of said delay; and

WHEREAS, the City has approved certain items of the said alleged damages, totalling \$6,079.88, which appear to be just and reasonable, and payable as damages at the present time to the said William J. Patterson, with the understanding that he will proceed to complete his work under the said plumbing contract with the City, in the shortest possible time;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that, without prejudice to the City of Newark or to the said William J. Patterson, the sum of \$6,079.88 be and the same is hereby appropriated to the said William J. Patterson, and that the Director of the Department of Revenue and Finance be and he is hereby authorized to pay from funds available for the construction costs of the said swimming pool projects, the said sum of \$6,079.88 to the said William J. Patterson, upon the filing by him with the Law Department, and its approval of a proper general release with respect to the said dam-

age claims, in which there shall be specified items of damage now being adjusted.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

RESOLVED, that two agreements between Robert W. Woodruff and John A. Hadden, Trustees of the property of Erie Railroad Company and The City of Newark, being agreements allowing the City to construct and maintain and operate a 48-inch water pipe under the tracks and across the railroad right-of-way, at each of two locations, one at a point on the New York and Greenwood Lake Railway about 4,160 feet westerly of railroad Mile Post No. 8 and one at a point on the Orange Branch about 5,014 feet westerly of said Mile Post No. 8 in Newark, New Jersey, be and the same hereby are approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City of Newark, upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Federal Surplus Commodities Corporation has agreed

to designate the City of Newark as a locality for the sale of Food Stamps under its "Stamp Plan" for the distribution of surplus commodities; and

WHEREAS, representatives of the City Government, relief agencies and merchant grocers have met in conferences and approved the adoption of the plan for the City of Newark; and

WHEREAS, it is deemed advisable that the City of Newark, in providing food for persons on relief, make use of the stamps instead of the vouchers now in vogue, with the exception of where it is imperative and more practical to use the voucher; and

WHEREAS, upon the adoption by The City of Newark of the stamps for food purchases, it will be necessary for the City to make advance purchases of stamps in the amount necessary to meet the requirements of each month. The monthly purchase of stamps will be subject to the reimbursement by the allowances made by the State for relief purposes. Therefore, the investment in stamps will constitute a revolving fund out of relief appropriations, and for which adequate provision has been made in the recent appropriation of \$1,175,000.00 bond issue for relief purposes;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the City hereby gives its approval to the proposed "Stamp Plan," to be instituted by the Federal Surplus Commodities Corporation in the City of Newark; and

BE IT FURTHER RESOLVED, that in providing food for persons on relief that the stamps shall be used instead of the vouchers now in use, with the exception of where it is imperative and more practical to use the relief voucher; and

BE IT FURTHER RESOLVED.

that the Director of the Department of Revenue and Finance be and he is hereby authorized to provide for the advance purchase of stamps, in order to carry out the plan of using stamps for relief as herein directed, and the money advanced shall be in the nature of a revolving fund, subject to reimbursement from State relief funds from time to time; all moneys used for this purpose to be moneys appropriated by the City for relief purposes; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby directed to forward a certified copy of this resolution to the Regional Surplus Commodities Corporation, Philadelphia, and to Mr. McGuinness, the representative thereof.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The City of Newark is presently in occupancy of premises No. 26 Sixth Avenue, Newark, New Jersey, which premises are used by the Board of Health as a Child Hygiene Station and also by the Prenatal Bureau of the Newark City Hospital, and as a Tuberculosis Bureau for clinic purposes, and being a hold-over tenant at the rate of One hundred dollars (\$100) per month, the term of which lease would expire September 1, 1940; and

WHEREAS, it is the opinion of Dr. Charles V. Craster, of the Department of Health, that this station is one of

the busiest, and that the location and the premises are particularly adapted for the purpose, and it is his desire that these premises are leased for a period of five years; and

WHEREAS, the owner, Mollie Caprio, has agreed to lease the premises for a five year period, commencing April 1, 1940, and to terminate on April 1, 1945, at a monthly rental of One hundred twenty-five (\$125) dollars per month, and which monthly rental, in the opinion of John A. Linnett, M. A. I. a real estate appraiser, is a fair rental value for such premises, to include heat, hot water, electric current and such other services as should normally be given in serviced buildings, and which appraisal is attached hereto and made a part hereof; and

WHEREAS, the Director of the Department of Public Works has recommended that this lease be entered into for the period of five years, conditioned that the rent for the period intervening between April 1st, 1940, and September 1st, 1940, shall be at the rate of One hundred dollars (\$100.) per month, and the higher rental of one hundred and twenty-five dollars (\$125) for the remainder of the term of years;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to enter into a lease for the premises at No. 26 Sixth Avenue, from Mollie Caprio, for the purposes and for the rentals as hereinbefore stated, conditioned that such lease shall be in form and substance to be approved by the Director of the Department of Public Works, and the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that all bids received by the Director of the Department of Public Affairs on March 14th, 1940, for reinforcing and repairing the Victoria Street Garage, be and the same hereby are rejected.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that sealed proposals received by the Department of Central Purchase on March 1, 1940, for furnishing and delivering tires and tubes, be and the same hereby are rejected, and therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said tires and tubes.

Bids to be received on such date and at such times as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that sealed proposals received by the Department of Central Purchase on March 11, 1940, for furnishing and delivering Motor Truck scale for the Department of Public Affairs, be and the same hereby are rejected, and therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said Motor Truck scale.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering lumber for the Department of Public Affairs, Traffic Signal Controllers and cable, for the Department of Public Safety, and groceries for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Nurses' Uniforms, and for alteration of Electric Passenger Elevator in the Bureau of Health, Department of Public Works; for furnishing and delivering dry goods (sheets and pillow cases) for the Fire Division, Department of Public Safety, and lead pipe and paints, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by resolution No. 6861 dated February 21, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the

Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

F. H. ALLEN & SON, INC.—
Roselle, N. J.

(Public Affairs)

Approx. 1,100 wood piles 25' long, as per specifications @ \$3.41 each.

FRANKLIN LUMBER COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 100 pcs. 6x6x16, Dense Southern Pine @ \$47.60 MBF.

Approx. 300 pcs. 8x8x16, Merchantable Grade @ \$48.40 MBF.

Approx. 700 pcs. 2x10x16, Grade marked @ \$53.20 MBF.

Approx. 500 pcs. 8x8x16, No. 1, Common Douglas Fir rgh. @ \$41.20 MBF.

Approx. 800 pcs. 3x10x16, No. 1, Common Sitka Spruce, rgh., @ \$56.20 MBF.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of New-

ark, New Jersey, by a resolution No. 6923, dated February 28, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

HORNI SIGNAL MFG. CORPORATION—Newark, N. J.

(Public Safety)

Approx. 100 Traffic Signal poles, with adapters for post top mountings
Daunt type T No. 804 @ \$29.83 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No.

6700 dated January 31, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Meats and meat products for the various institutions in the Department of Public Works, for the period of two (2) months from date of award, at unit prices shown on list on file in the Department of Central Purchase, totaling approximately as follows:

Approximately

H. Augenblick & Bro., Inc	\$3,510.00
Essex Beef Company	330.83
John Gialanella	716.99
Fred Horns, Inc.	5,640.96
Ideal Packing Company	648.75
Lair & Brydon	1,649.40
Palumbo & Cicalese	8,946.70

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding minutes of the Board of Commissioners for the year 1939, and for binding eight (8) sets in leather and twelve (12) sets in buchram; and

WHEREAS, F. Enderlin & Son did bid Twenty-seven dollars (\$27.00) on the first item, and eighty dollars (\$80.00) on the second item, which have been determined the lowest responsible bids;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6923 dated February 28, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the De-

partment of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

FRANK J. CASEY—Newark, N. J.

(Public Affairs)

Approx. 50,000 Traffic Markers, to be delivered to the City Asphalt Plant by rail or truck @ \$64.50 M.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6542 dated January 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount

of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

A. STEIERT & SON—Hatfield, Pa.

(Public Affairs)

Approx. 3 gross No. 1620-A Bass
Brooms @ \$7.37 dozen less 2%.

Approx. 5 gross No. 1613 5-row Bas-
sine Brooms @ \$5.09 dozen net.

Approx. 3 tons 26" steel wire for auto
pick-up brooms @ \$10.76 100 lbs.
less $\frac{1}{2}$ of 1%.

Approx. 3 tons Bamboo white fibre @
.07 $\frac{1}{2}$ c lb. net.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, by a resolution No.
6990 dated March 6, 1940, the Depart-
ment of Central Purchase publicly
solicited, received and opened bids for
furnishing and delivering material
listed below, therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark that
the contracts for furnishing and de-
livering said material to the City of
Newark, be and the same hereby are

awarded as follows, being the lowest
responsible and formal bidder as de-
termined by the Director of the De-
partment of Parks and Public Prop-
erty in response to public advertise-
ment for sealed proposals, the amount
of their bids being as follows, and
the Director of Parks and Public
Property and the City Clerk of the
City of Newark are hereby author-
ized and directed to execute on the
part of the City of Newark, proper
contracts for furnishing and deliver-
ing said material according to the
specifications on file in the Depart-
ment of Central Purchase in the City
of Newark.

Milk and cream for delivery to the
various institutions in the Depart-
ment of Public Works, for the pe-
riod of ninety days, divided evenly
between the following named firms,
all at the prices listed below:

Borden's Farm Products of New Jer-
sey, Inc., Newark, N. J.

Dairymen's League Co-Operative As-
sociation, Inc., Newark, N. J.

Newark Milk & Cream Company,
Newark, N. J.

Sheffield Farms Company, Inc., New-
ark, N. J.

Approx. 82,215 qts. milk—40 qt. cans.
Grade "A" @ .126 qt.
Grade "B" @ .1035 qt.

Approx. 1,736 qts. milk, 1 qt. bottles.
Grade "A" @ .144 qt.
Grade "B" @ .117 qt.

Approx. 672 qts. Buttermilk, 1 qt.
bottles @ .0765 qt.

Approx. 30 pts. Cream Heavy @
.324 pt.

Approx. 260 $\frac{1}{2}$ pts. Cream, heavy @
.18 $\frac{1}{2}$ -pt.

Approx. 639 qts. Cream, heavy @
.594 qt.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Nay: Commissioner Murphy.

The Director of the Department of
Parks and Public Property submits
the items, as hereinafter set forth,
as obligations incurred by his Depart-
ment, all of which were necessary in
the conduct of its affairs and recom-
mended for approval by the Director,
who certifies as to correctness.

THEREFORE BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark that the following
purchases of materials, supplies and
labor, by authority of the Director
of the Department of Parks and Pub-
lic Property, be and the same are
hereby approved:

DIRECTOR'S OFFICE:

Bennett Oil Company, gasoline
and oil\$ 22.62

Underwood Elliott Fisher Co.,
typewriter rental 5.00

PRINTING & STATIONERY— MISCELLANEOUS ADVER- TISING:

Newark Evening News,
miscellaneous advertising\$142.01

Newark Star Ledger,
miscellaneous advertising 38.40

Newark Sunday Call,
miscellaneous advertising 14.28

PRINTING AND STATIONERY:

Newark Typewriter Repair Co.
typewriter repairs 2.00

Slifer Typewriter Co., rental
of typewriters 9.00

WEIGHTS AND MEASURES:

Bennett Oil Company,
gasoline and oil 9.59

Superior Garage, storage and
service for dept. cars 35.00

W.P.A. PROJECT No. 1485-7:

Woodstock Typewriter Co.,
repairing typewriter 1.50

SMOKE ABATEMENT:

Bennett Oil Co., gasoline and
oil 12.58

SHADE TREE:

Carl Bannwart, incidentals 2.13

Cornelius J. Cronin, transport-
ation and telephone calls 5.00

Bennett Oil Co., gasoline, oil,
etc. 98.40

Foley Chevrolet Motor Sales
Co., truck repairs 5.72

Wm. C. Hicks, transportation
and telephone calls 3.00

Insurance Fund Commission,
medical expense 6.00

Walter R. MacPherson, trans-
portation and telephone calls 5.00

McCarthy & Sharkey, repairs
to tire 1.00

Solomon Newbarth, transport-
ation and telephone calls 5.00

N. J. Bell Telephone Co., telephone at nursery 5.00

Andrew J. Sweeney, transportation and telephone calls 5.00

Hugh P. Sweeney, transportation and telephone calls 5.00

Patrick H. Tansey, transportation and telephone calls 5.00

CENTRAL PURCHASE:

Bennett Oil Co., gasoline and oil 43.77

City Treasurer, postage 101.24

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing on the payrolls of the Department of Parks and Public Property for the second half of March, 1940, be and the same are hereby approved, confirmed and ratified:

PRINTING AND STATIONERY

The services of Joseph G. Gebbard, temporary utilityman, terminated on March 20th, 1940.

PUBLIC BUILDINGS

Daniel Ryan, Cleaner, who was suspended on March 9th, 1940, for absence without leave, was reinstated on March 16th, 1940.

Robert E. Carey, Cleaner, absent

without leave on March 16th and March 18th, 1940, was not paid for those two days.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration as Co-sponsor, Project Application No. 5198-A, to provide employment for 237 persons to be taken from the relief rolls of the City to be employed on a Music Project in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$257,422.00 is contingent upon the expenditure of \$62,100.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$62,100.00 for the purpose aforesaid, when and if the said sum of \$62,100.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., March 19, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

289-291 Plane Street (108 Bank Street); Star Parking Co.; in a 2nd business district the establishment and operation of an automobile parking station; on condition that a five-foot wire fence be erected on the property lines between the driveways, and that ingress be on Plane Street and egress on Bank Street; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

56-58 Lafayette Street, Battery Park Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 15, 1941.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the

Board of Commissioners at its meeting of March 20, 1940.)

Received, copy to be sent to each commissioner, and further action postponed to March 27, 1940.

The City Clerk: There are no matters held over but the Board of Adjustment has referred for a hearing to be set one week from today two matters, one of which had no objectors, and the other is a renewal and can be acted on today.

Commissioner Murphy: I move that we suspend the rules in this matter.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Star Parking Co. (Fidelity Union Trust Co., trustee; for the establishment and operation of an automobile parking station in a 2nd business district; premises 289-291 Plane Street (108 Bank Street); on condition that a five-foot wire fence be erected on the property lines between the driveways, and that ingress be on Plane Street and egress on Bank Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take the usual course and be heard two weeks from today, on April 2, 1940.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes, is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk.

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy.

Commissioner Murphy: I move its adoption.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

We will now proceed to the presentation of candidates to fill the vacancy existing in the Board of Commissioners. Are there any presentations that any of the Commissioners have?

Commissioner Byrne: Thomas F. Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; and the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye, Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of labor's choice, Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen

en to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye, Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected, but still remains Labor's choice.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy that exists on the City Commission will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye, Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye, Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge

Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy that exists will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I present the name of a man who has given excellent service to the City of Newark as a member of the Board of Education, a man who is well qualified to be a city commissioner, Mr. Frank Cozzoline. As many as are in favor of Mr. Frank Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

(There were no response.)

What is the disposition of the Commission?

Commissioner Byrne: I move that we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

**M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN**

**The Board of Commissioners of
The City of Newark, N. J.**

**H. S. REICHENSTEIN,
City Clerk.**

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Newark, N. J., March 27, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein; Acting Director Keenan.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, we are ready for the hearing on the Budget.

Mayor Ellenstein: The first order of business will be the public hearing on the Budget. I suppose the City Clerk has a list of those who desire to be heard.

The City Clerk: The first two on the list are Ethel M. Riley, of 41 Mapes Avenue, and Mr. Harry Stern of 18 Nairn Place, who wish to appear together.

Commissioner Murphy: I would like to make a few statements in reference to our ratable reduction program, due to the fact that some taxpayers may be misinformed and due to the fact that there has been some criticism by the press on this whole

matter. It will take only a few minutes and I think that it may clarify some questions that might be brought up.

In anticipating a rise in our tax rate in conjunction with our Budget handling, I made the statement that, in addition to other reasons, our departmental budgets must be not only kept down but reduced because of a reduction in ratables occasioned by our revaluation program, which reductions I approximated in the amount of \$90,000,000.

I used the estimate of \$90,000,000 in reliance on information given me by our revaluation project director, Charles F. Evans, several months ago. I was not informed at that time of the method used in arriving at this estimate.

When it became necessary to close the assessment books by March 9th of this year by order of the County Tax Board, and complete totals were then computed, it was found that the reductions amounted to \$50,331,825.

I appreciate the confusion that such a difference of approximately \$40,000,000 might create, when a higher figure is first approximated and on final determination it is found to be much less. But surely such a happening, resulting in a lower tax rate than expected, could only be termed a very pleasant error.

But, an error did not occur, and I desire that its happening be understood.

Before explaining the error, however, I do want to refute certain accusations that have been made. Statements have appeared in the daily

press that the drop from \$90,000,000 to \$50,000,000 looked like an overnight change made for one of two purposes, either to reduce the budget or to help hold down the net debt rate of the City. Neither of these are the fact. The compilation of the City's ratables has been a long and arduous task and consists of many thousands of individual items. The listing of these items takes many days, and it is only after the listings are completed that the totals can be made known. On the very face of it, it is absurd to think that an overnight change could be made in arriving at a total which takes months of preparation to arrive at. Any such change would have taken an almost equally long time to prepare.

The employees of the tax revaluation division had been working for many months. No whim or desire of mine to suddenly change the total could have produced a difference overnight, inasmuch as the completed tax rolls showing the valuation of each property in the City had to be in the hands of the County Tax Board by March 9th. I, therefore, most emphatically deny that any change from \$90,000,000 to \$50,000,000 was made by me or anyone else, to satisfy the desires of any one person or persons.

I requested Mr. Evans, who was in charge of the revaluation project, for an explanation. He was frank enough to advise me that the greatest part of the \$40,000,000 difference was due to his inability to make a more accurate estimate from the data he had available at the time the particular estimate was made. He advised that his original estimate was based upon expected reduction of approximately 20 per cent. in the total land values, which would have approximated \$50,000,000. At that time, only a part of the City had been covered by the land revaluation survey, and the areas considered comprised mainly residential and secondary commercial districts.

Inasmuch as it would be impossible to complete the revaluation of both land and buildings for the 1940 tax roll, it was felt that an equalization of building assessments should be made in fairness to property owners in those instances where comparable properties had been reduced either by City, County or State Tax Board appeals. After considering all these facts, Mr. Evans further advises he arrived at a final estimate of the total reduction for 1940 of \$90,000,000.

He further advises that he now realizes he should have kept me better informed as to the changes that were taking place, but that due to the tremendous amount of work necessary to have the tax rolls ready for the County Tax Board by March 9th, it was necessary for all of the regular employees of the Tax Revaluation Division to work at top speed and that, in addition to their regular hours, they worked four hours overtime daily from December 15th to March 9th. Toward the end of that period, they worked all day Saturdays, Sundays and Holidays as well.

The last tax books to be completed were those that included the downtown commercial properties, and the totals for these books were not obtainable until midnight, Friday, March 8th. It was these books that controlled the total loss most. Mr. Evans states that he had delayed the preparation of these particular books so that he could compile all additional rental, lease and sales data that would be available to be used in his analyses for the establishment of a new land value unit.

Because of the great pressure of work, he had not made any re-computation of the changes that were being made in the valuations. He never advised me that the percentage of change he had originally anticipated was different in total than his original estimate. It was not until the

final computation therefore, that the net reduction of \$59,000,000 was made known.

I am presenting the complete circumstances under which the reductions and ratables were determined and submitted. While I do not propose to dodge any responsibility, I am presenting these facts in man-to-man fashion so that my problems can be closely understood.

I am convinced that our taxpayers will appreciate my efforts in attempting to prepare a sound basis for taxation in our city, and be fair-minded enough to recognize my sincerity in making this effort.

For many years our methods of assessment had been permitted to go on in a hit or miss fashion, so that when I took office there was no semblance of a systematic approach to the problem. In fact, four years before I took office a tax revaluation bureau was established, ostensibly to do this work but in those four years, not a single step was taken in this direction.

When I took office I was deprived of the supervision of the Tax Board until after the start of 1938. During that year I soon discovered the condition of absolute chaos which existed in our methods of assessment. I found that as many as 20,000 tax appeals were being filed in a single year. A revaluation was a necessity, to put our house in order, and to install a system of fairness and equity to our taxpayers. This necessity was apparent not only to me, but to the County and State Tax Boards, which urged the need of a revaluation because of the great mass of tax appeals. I instituted this program knowing full well that errors would occur, and criticisms would be directed at me. I feel, however, that on the whole, the work has been well and efficiently done, that a mistaken estimate, which was not re-checked because of the great mass of work

which had to be done, does not detract from the fact that greater equality and fairness now exist in our taxing system, and that our taxpayers will recognize my sincere effort to be of assistance to them.

Mr. Mayor, I would like to say the reason that I want to get this statement out is on account of the criticism and the wrong impression being created in the minds of people on account of that change. I have Mr. Evans here today, and if there is anybody who desires to ask any questions that is the purpose of my having him here, and the City Assessors and all our own employees who were under his supervision operated this whole program and he is able and willing and ready to answer any questions in more detail than has already been given.

The following persons addressed the Board of Commissioners on the budget: Mrs. Ethel M. Riley, 41 Mapes Avenue, and Harry Stern, 18 Nairn Place, representing the Newark Citizens' Union; John C. Feil, 205 Peshine Avenue and Herman Brams, 1060 Broad Street, representing the Newark Taxpayers' Association; Max Littman, 525 Elizabeth Avenue; Laurence Mahan, 60 North Sixth Street; Meyer Zemel, 826 South 13th Street; and Ira Zuckerman, representing a conference of labor and social groups.

Commissioner Murphy: Mr. Mayor, I think it is no more than fair to bring this to the attention of the Commission. You may hear probably some adverse criticism on the budget. At the budget conference that was held yesterday with Mr. Darby, there were certain items that were discussed such as the one here today, the item of the credit with the County in reference to our gross receipts and franchise taxes, and in reference to the relief item that was partly discussed today.

When the budget comes back you

will find that there is a list of disallowables, as they call it, and it will be necessary for this Commission to take that up with the Local Government Board and discuss these matters as to where we think the City of Newark is not being treated fairly.

I mention this because the budget will come back and what he terms "disapproved" probably within the next day or so, and we will then have to prepare what is called an amended budget.

I bring that up because I don't want anybody to be scared when they hear of the budget being disapproved. There are just the certain items that were questionable before we even entered them in the budget at that time.

Mayor Ellenstein: I would suggest that as soon as you receive word from Mr. Darby that you communicate with me.

Commissioner Murphy: So we can call a special meeting?

Mayor Ellenstein: No. We will call an informal meeting and then we can decide whether or not we will appeal to the Local Government Board and arrange a date with them. Then after the meeting with the Local Government Board we will call a special meeting.

A motion will be in order at this time that the public hearing on the budget be closed.

Commissioner Franklin: I so move you.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

The City Clerk presented an ordinance "WHEREAS: The Board of Commissioner of The City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that that ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "WHEREAS: The Board of Commissioners of The City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

WHEREAS: The Board of Commissioners of the City of Newark believe that a majority of those who

labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance concerning the operation and maintenance of open air parking stations in the City of Newark and providing for the licensing thereof, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move action on this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifty-seven Thousand Nine Hundred Eighty-five Dollars and Seventy-seven Cents (\$57,985.77) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions — Prior Years
Taxes Granted by State
Board of Tax Appeals.....\$57,985.77

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Seven Dollars and Fifty-one Cents (\$807.51) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Auditor's Office, Department of Revenue and Finance, from March 2nd, 1940, to March 16th, 1940, inclusive, as per annexed certified list:

Auditor's Office\$807.51

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million Four Hundred Sixty-seven Thousand Five Hundred Ninety-two Dollars and Twenty-three Cents (\$1,467,592.23) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayments	
Tax Receiver	\$ 30.22
Reserve for Overpayments	
Comptroller	1,562.01
WPA Tax Revaluation Project 7185-O-Sub. A-6.....	1,000.00
Public School Maintenance	1,465,000.00
	<hr/>
	\$1,467,592.23

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Five Thousand Five Hundred Three Dollars and Eighty-five Cents (\$5,503.85) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief	\$ 35.91
Newark City Alms House..	5,332.57
Bureau of Baths	135.37
	<hr/>
	\$ 5,503.85

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand Two Hundred Eighty-five Dollars and Fifty-seven Cents (\$8,285.57) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 502.47
Emergency Relief Administration	7,780.15
Outdoor Poor Department..	2.95
	<hr/>
	\$ 8,285.57

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Two Hundred Eighty-four Dollars and Ninety-eight Cents (\$3,284.98) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, as follows:

Shade Tree	\$2,002.98
Public Buildings	1,282.00
	<hr/>
	\$3,284.98

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Four Thousand, Seven Hundred Seventy-three Dollars and Thirty-seven Cents (\$4,773.37) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Maintenance of Dog Pound....	\$ 625.00
Public Buildings	3,166.02
Printing and Stationery	982.35
Dedicated Revenue	<hr/>
	\$4,773.37

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-seven Thousand, Three Hundred Twenty-eight Dollars and Ninety-four Cents (\$37,328.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 20, 1940:

Bureau of Motors	\$ 2,628.76
Bureau of Streets	2,239.88
Bureau of Sewers	980.75
House Sewer Connections ..	427.93
Bureau of Street Cleaning ..	22,128.92
Street Construction	70.00
Bureau of Water	8,852.70
	<hr/>
	\$ 37,328.94

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Forty-seven Dollars and Twenty-five Cents (\$3,047.25) be

and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending March 6, 1940:

Newark Airport	\$2,290.05
Bureau of Docks	757.20
	<hr/>
	\$3,047.25

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Nine Hundred Thirty-eight Dollars and Twenty-five Cents (\$2,938.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending March 13, 1940:

Newark Airport	\$2,185.85
Bureau of Docks	752.40
	<hr/>
	\$2,938.25

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Two Hundred Thirty-nine Dollars and Ninety-nine Cents (\$3,239.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period March 1st-March 15th, 1940:

Newark Airport	\$2,144.95
Bureau of Docks	1,095.00
	<hr/>
	\$3,239.99

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand Eight Hundred Seventy-six Dollars and Twenty-five Cents (\$6,876.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction	
Clifton Ave. WPA 6069-7	\$1,434.40
Swimming Pool Construction	
Boylan St., WPA 6069-7....	2,887.61
Swimming Pool Construction	
Hayes Park East WPA	
6069-7	1,640.09
Swimming Pool Construction	
Hayes Park West, WPA	
6069-7	914.15
	<hr/>
	\$6,876.25

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of One Thousand, Nine Hundred Twenty-seven Dollars and Ten Cents (\$1,927.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Museum Extension and Art Project, WPA Project 4510-0-A	\$ 300.00
City Wide Clerical Project WPA Project 5218-A and 5226-A	300.00
Furniture and Metal Work WPA Project 5209-A	400.00
Sewer Construction WPA Project 6951-7	112.50
Street Construction WPA Project 6926-7	679.34
Sewer Construction WPA Project 6951-7	104.06
Street Cleaning WPA Project 6409-7	31.20
	<hr/>
	\$1,927.10

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Forty-one Thousand, Six Hundred Seventeen Dollars and Forty-one Cents (\$41,617.41) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Public Lighting	\$30,655.82
Streets	1,692.66
Street Cleaning	9,195.25
Newspapers	25.68
City Clerk	48.00
	<hr/>
	\$41,617.41

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Four Hundred Thirty-five Dollars and Ninety-one Cents (\$2,435.91) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning (1939 Reserve)	\$2,079.91
Street Cleaning (1939 Reserve)	265.00
City Clerk	10.00
Newark Airport	27.00
Bureau of Docks	54.00
	<hr/>
	\$2,435.91

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Dollars and Thirty-six Cents (\$16.36) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
WPA Project 6926\$16.36

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Nine Hundred Twenty-five Dollars and Thirty Cents (\$2,925.30) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (WPA Project 6069-7)	
Clifton Avenue	\$ 370.19
Swimming Pool Construction (WPA Project 6069-7)	
Hayes Park West	726.61
Swimming Pool Construction (WPA Project 6069-7)	
Hayes Park East	431.25
Swimming Pool Construction (WPA Project 6069-7)	
Boylan Street	414.00
Swimming Pool Construction (WPA Project 6069-7)	
Clifton Avenue	983.25
	<hr/>
	\$2,925.30

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy offered the following resolutions:

WHEREAS, the \$325,000 Emergency Notes of The City of Newark, dated March 2, 1940, payable April 2, 1940, heretofore issued pursuant to the resolution adopted by the Board of Commissioners on the 28th day of February, 1940, are outstanding, and there are no funds in the City Treasury which are available for the payment of said notes, and the Board of Commissioners desires to renew said notes as hereinafter provided; NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Resolve as follows:

Section 1. For the purpose of renewing said outstanding \$325,000 Emergency Notes dated March 2, 1940 payable April 2, 1940, there shall be issued, pursuant to the Local Budget Law of New Jersey, notes of the City of Newark of the aggregate principal amount of \$325,000, to be designated "Emergency Notes." Said notes shall be dated the 2nd day of April, 1940, and shall be payable on the 2nd day of May, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Each of said notes shall be signed by Vincent J. Murphy, as Director of the Department of Rev-

enue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and by Eugene Farrell, as Acting City Auditor, and shall be sealed with the corporate seal of said City, and said note and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. All moneys borrowed by the issuance of said notes shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$325,000 Emergency Notes, dated March 2, 1940, payable April 2, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40: 2-30, transfers of appropriations, that the Acting Director of the Department of Public Safety, be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Safety:

Fire Department:

From Personal Services.....\$7,490.12

To Other than Personal
Services 7,490.12

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, R. S. 40:2-30 as amended by Chapter 36, P.L. 1939, requires a resolution to be adopted by this body on or before March 31, 1940 if all remaining balances of 1939 Budget Appropriations are not to lapse as of March 31, 1940; and,

WHEREAS, all necessary transfers between appropriations of the 1939 Budget have heretofore been authorized by proper resolution of this body.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, County of Essex, that the following amounts of specific reserves, be set up out of the following 1939 appropriation balances applicable thereto,

to meet the specific claims, commitments and contracts herein set forth:
Health Department

Personal Services (Back Pay)	\$ 717.42
City Hospital	
Other than Personal Services (Laundry Equipment)	2,459.57
City Hospital—W. P. A.	
Other than Personal Services	6,987.50
Alms House	
Other than Personal Services (Repainting 350 Beds)	2,000.00
Auditor's Office:	
Personal Services	2,130.85
Other than Personal Services (Equipment)	1,097.54
Auditing and Special Accounting	
Other than Personal Services	10,681.05
Printing Annual Report—	
Years 1936-37-38	4,500.00
Police Department	
Other than Personal Services (Motorcycles and Equipment)	8,622.39
Fire Department	
Other than Personal Services (Fire Department Equipment)	975.47
Police Department—WPA	
Other than Personal Services	21,875.61
City Clerk	
Other than Personal Services	1,000.00
Fire Department—WPA	
Other than Personal Services	7,913.72

Department Parks and Public Property—WPA
Other than Personal Services 17,278.91

Central Purchase—WPA
Other than Personal Services 677.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Stuerze is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 4127-A, Lot 9, 209 Richelieu Terrace, Newark, which property was assessed at a valuation of \$5,800.00, tax \$263.90;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the said Charles Stuerze be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Edward C. Boettinger is an Honorably Discharged veteran entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property; and,

WHEREAS he obtained an exemption on only \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 4059, Lot 17, 55-57 Plymouth Street, Newark, which property was assessed at a valuation of \$5,800.00, tax \$263.90;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Edward C. Boettinger be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John F. Miller is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from

his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 3719-A, Lot 23, 254 Vassar Avenue, Newark, which property was assessed at a valuation of \$6,500.00, tax \$295.75;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said John F. Miller be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles E. O'Donnell is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00, from the assessed valuation of his real and personal property; and,

WHEREAS he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 3719, Lot 57, 285-287 Vassar Avenue, Newark, which property was assessed at a valuation of \$5,600.00, tax \$254.80;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Charles E. O'Donnell be granted a further ex-

emption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, James D. Kain is an Honorably Discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property and,

WHEREAS he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 1958, Lot 55, 331-333 North 11th Street, Newark, which property was assessed at a valuation of \$6,000.00, tax \$273.00;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of The City of Newark that the said James D. Kain be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Huebel Manufacturing Company, Inc., located at No. 103 Monroe Street, Newark, New Jersey was assessed at a valuation of \$10,000. for personal property for 1935, 1936 and 1937, amounting to \$336.00 for 1935, \$381.00 for 1936 and \$369.00 for 1937; and,

WHEREAS said assessment was unreasonably harsh and excessive and an inspection of the personalty indicates that the value should not have been more than \$2,500. for those years; or \$84.00 for 1938, \$95.25 for 1936 and \$92.25 for 1937;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment on personal property levied against the Huebel Manufacturing Company, Inc., located at No. 103 Monroe Street, Newark, New Jersey, be reduced to a valuation of \$2,500, respectively for 1935, 1936 and 1937 and that the Receiver be and he is hereby authorized to allow a reduction in said taxpayer's favor of \$252.00 for 1935, \$285.75 for 1936 and \$276.75 for 1937.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, R. S. 40:2-30 as amended by Chapter 36 P. L. 1939, requiring a resolution to be adopted by this body on or before March 31, 1940, if all remaining balances of 1939 Budget appropriations are not to lapse as of March 31, 1940; and

WHEREAS, all necessary transfers between appropriations of the 1939 budget have heretofore been authorized by proper resolution of this body;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the following amount of specific reserve be set up out of the following 1939 appropriation balances applicable thereto to meet the specific commitment, to wit:

Reinforcing, repairing and reconstruction of City garage on Victoria Street, \$89,700.

and being apportioned to "Personal Services" \$6,535.82, and "Other than personal services," \$83,164.18.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on June 30, 1939, Joseph Malgeri, did file an application for the transfer of a Plenary Retail Consumption License (No. C-821) held by Fannie Cecere, 139 New Jersey Railroad Avenue, Newark, to him, and did deposit therewith the sum of Fifty dollars (\$50.) to effect such transfer; and

WHEREAS, at the time of the filing of the said application it did appear that the said Fannie Cecere was not a qualified licensee, due to the abrogation of the treaty between the United States and Italy which when in force had conferred reciprocal privileges of citizenship; and

WHEREAS, because of the above conditions, the said Fannie Cecere

was not eligible to transfer said license to said Joseph Malgeri, and because of this the Municipal Board of Alcoholic Beverage Control of the City of Newark was unable to consider the said application for transfer; and

WHEREAS, the said Joseph Malgeri is now entitled to a refund of fifty dollars (\$50.);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of Fifty dollars (\$50.) be and the same is hereby ordered paid to the said Joseph Malgeri, and the Director of the Department of Revenue and Finance is hereby authorized and directed to return to the said Joseph Malgeri the said sum of Fifty dollars (\$50.) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that resolution No. 7091, adopted March 20th, 1940, which resolution provided for the approval by the City of Newark of the proposed "Stamp Plan" to be instituted in conjunction with the Federal Surplus Commodities Corporation, be and the same is hereby rescinded.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Federal Surplus Commodities Corporation has been requested to designate the City of Newark as a locality for the sale of Food Stamps under its "Stamp Plan" for the distribution of surplus commodities; and

WHEREAS, representatives of the City Government, relief agencies and merchant grocers have met in conferences and approved the adoption of the plan for the City of Newark; and

WHEREAS, it is deemed advisable that the City of Newark, in providing food for persons on relief, make use of the Food Stamps instead of the vouchers now in vogue, with the exception of those cases in which relief recipient may prefer to continue on a voucher basis with the approval of the City of Newark Department of Public Welfare; and

WHEREAS, upon the adoption by the City of Newark of the stamp system for food purchases, it will be necessary for the City to make advance purchases of stamps in the amount necessary to meet the requirements of each month. The monthly purchase of stamps will be subject to the reimbursement by the allowances made by the State for relief purposes. Therefore, the investment in stamps will constitute a revolving fund out of relief appropriations, for which adequate provision has been made in the recent appropriation of One million one hundred seventy-five thousand dollars (\$1,175,000.00) bond issue for relief purposes;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the City hereby gives its approval to the proposed

food "Stamp Plan" to be instituted by the Federal Surplus Commodities Corporation in the City of Newark; and

BE IT FURTHER RESOLVED, that a special revolving fund of one hundred fifty thousand dollars (\$150,000.00) be made available for the purchase and maintenance of an adequate inventory of food order stamps in the issuing office, or offices, for resale to certified housekeeping participants in all categories. Said fund is hereby appropriated from available city moneys and set aside for this purpose for the duration of the agreement with the Federal Surplus Commodities Corporation; and

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be and he is hereby authorized to provide for the advance of food order stamps, in order to carry out the plan of using food stamps for relief as herein directed, and the money advanced shall be in the nature of a revolving fund subject to reimbursement from state relief funds from time to time; all moneys used for this purpose to be moneys appropriated by the city for relief purposes. The Director of the Department of Revenue and Finance is further authorized to draw upon municipal funds appropriated for relief, or the bond issue referred to above, or to use emergency notes as authorized by the resolution of the board of Commissioners of the City of Newark, and to continue the operation of the Food Order Stamp Plan in the City of Newark on a cash basis; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby directed to forward a certified copy of this resolution to the Regional Surplus Commodities Corporation, Philadelphia, and to Mr. McGuinness, the representative thereof.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Valley of the Passaic River has been subject to material and financial damage through uncontrolled floods; and

WHEREAS, the citizens of the district are interested in and earnestly desire an amelioration of the menace from future floods; and

WHEREAS, the United States Army Engineers have developed a plan, and will present that plan, with a report and recommendation to the Congress of the United States; and

WHEREAS, that recommendation will suggest participation in the cost by the municipalities to be benefitted, which municipalities have been damaged, suffer now from non-recovered damages, are taxed for benefit to others and provide the major portion of tax revenue to the State; and

WHEREAS, conditions do not permit the assuming of participation in the cost of said flood control by municipalities;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that this Board strongly favors and desires the adoption of a plan of flood control for Passaic River Valley; and

BE IT FURTHER RESOLVED, that this Board hereby requests the Federal Government to carry through this plan with such State aid as this Board may be able to influence; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the United States Army Engineers, United States Senators, representing the State of New Jersey, and to the Honorable Fred A. Hartley, Jr., Albert L. Vreeland and Robert W. Kean, Congressmen.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Police and Fire Box castings, for the Department of Public Safety, and Coal for all departments excepting Revenue and Finance.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6763 dated February 7, 1940, the De-

partment of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Stationery for the Department of Parks and Public Property, for the period of one (1) year from date of award, at unit prices shown on list on file in the Department of Central Purchase, and at the approximate totals listed below:

Ault & Wiborg Carbon & Ribbon Company, approximately \$1,412.20.

Baker Stationery Company, approximately \$2,689.28.

R. R. Brant Company, approximately \$3,209.46.

Bostitch New York, Inc., approximately, \$795.00.

Buckey Ribbon & Carbon Company, approximately \$1,382.75.

Central Paper Company, approximately, \$2,944.67.

A. Gibbons Company, approximately \$1,591.57.

Grover Brothers, Inc., approximately \$632.90.

Lathrop Paper Company, approximately \$1,125.98.

E. G. Ruehle & Company, approximately \$619.36.

A. R. Meeker & Company, approximately \$1,590.57.

E. N. Plates, approximately \$3,700.27.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6990 dated March 6, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for the furnishing and delivering said material according to the

specifications on file in the Department of Central Purchase in the City of Newark.

**COLONIAL CONCRETE COMPANY,
West Orange, N. J.**

(Public Affairs)

Approx. 2,000 cu. yds. 1:3:6 Ready Mixed Concrete with Grade C or E broken stone aggregate @ \$5.40 cu. yd.

Approx. 1,000 cu. yds. 1:2:4 Ready Mixed Concrete with Grade E broken stone aggregate @ \$5.90 cu. yd.

STANDARD BITULITHIC COMPANY—New York City.

(Public Affairs)

Approx. 3,300 tons sheet asphalt binder mixture @ \$3.79 ton.

Approx. 3,000 tons Fine aggregate asphalt concrete mixture @ \$4.19 ton.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark, that the following changes appearing on the semi-monthly payroll of the Department of Parks and Public Property for the second half of March, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Walter Dickerman, temporarily ap-

pointed watchman for a period of five days, effective March 20th, 1940, at a salary of \$1,200.00 per annum. Mr. Dickerman was employed for relief work.

SHADE TREE

Thomas Dunn, temporarily appointed laborer, at a wage of \$.60 per hour, effective April 1st, 1940.

John Malone, temporarily appointed laborer, at a wage of \$.60 per hour, effective April 1st, 1940.

John Wilson, temporarily appointed laborer, at a wage of \$.60 per hour, effective March 28th, 1940.

Abel DelVecchia, temporarily appointed laborer, at a wage of \$.60 per hour, effective April 1st, 1940.

George Oxman, temporarily appointed laborer, at a wage of \$.60 per hour, effective April 1st, 1940.

Sam Cohen, temporarily appointed laborer, at a wage of \$.60 per hour, effective April 1st, 1940.

These men are being appointed temporarily to perform seasonal work.

Alphonse Gialaneila and Ben Krush, temporarily appointed plasterer masons, at a salary of \$14.50 per day, effective April 1st, 1940, not to exceed two months.

John Jones and Ernest Gfeller, temporarily appointed painters, at a salary of \$10.00 each per day, effective April 1st, 1940, not to exceed two months.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the
following resolution:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to
the Board of Commissioners of the
City of Newark that the following
structure or use be allowed:

Application of Battery Park Co.,
(National Newark & Essex Bank-
ing Co., owner); for the renewal of
permit for automobile parking sta-
tion; premises 56-58 Lafayette
Street; such use to be limited to
the period of one year ending
March 15, 1941;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of Newark,
that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-
son who desires to be heard? Is this
a renewal?

The City Clerk: No, sir, it is de-
ferred to this date.

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

Commissioner Byrne: I move that
we concur in the recommendation of
the Board of Adjustment.

The roll being called, the motion

was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

The following communication was
received and read:

Board of Adjustment

Newark, N. J., March 26, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-
justment held this day resolutions
were adopted recommending to your
Honorable Body, in accordance with
Section 9, Chapter 274, P. L. 1928
(40; 55-59 Revised Statutes of 1937)
that the following applications for
variances from the terms of the Zon-
ing Ordinance be allowed:

15 South Sixth Street; Simon
Ameling; renewal of permit for au-
tomobile parking station; such use
to be limited to the period of two
years ending March 15, 1942;

31 Bloomfield Avenue; Sun Oil
Co., owner; in a 2nd business dis-
trict the reconstruction of gasoline
station including lubritorium and
automobile laundry; same to be
constructed and operated in con-
formity with the rules of this Board
and in accordance with the plans
filed with this Board; such use to
be limited to the period of eight
years (No objectors);

213½-215 Bloomfield Avenue; Sig-
urd Landgraff; in a 2nd business
district the establishment and oper-
ation of an automobile parking sta-
tion for customers; same to be
operated and maintained in con-
formity with the rules of this Board
and in accordance with the plans
filed with this Board; such use to

be limited to the period of one year (No objectors);

97 Seventh Avenue; Dominick Dominici; in a 2nd business district the manufacture of macaroni; (No objectors);

*945-997 Raymond Boulevard (59-81 Commercial Street); Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 24, 1941;

443-459 New Jersey Railroad Avenue; John H. Carlo & Sons, Inc. owner; in a 1st industrial district the storage and baling of paper stock and garage for owner's trucks (No objectors);

*209-211 South Eleventh Street; Johanna Cochran Ford; renewal of permit for automobile parking station; such use to be limited to the period of three years ending April 7, 1943;

19 Shanley Avenue; Sophie Bachman, owner; in a 1st business district the enclosing of porch beyond the required setback line; (No objectors);

*281-283 Second Avenue; Joseph Festa, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending April 10, 1942;

264-270 Passaic Street; Reichman & Hoffman Bros., Inc.; in a 1st industrial district the storage and preparation of scrap iron and metal; on condition that no materials of any type are to be stored or kept on the sidewalk; (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the

Board of Commissioners at its meeting of March 27, 1940.)

Received, copy to be sent to each Commissioner, and further action postponed to April 3, 1940.

The City Clerk: There is referred to this Board over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, ten matters, several of which are renewals and can be disposed of at this time under a suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Public Service Electric and Gas Company, owner); for the renewal of permit for automobile parking station; premises 945-997 Raymond Boulevard (59-81 Commercial Street); such use to be limited to the period of one year ending March 24, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of

Commissioners of the City of Newark,
that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there anybody
who desires to be heard in oppo-
sition to this application?

Commissioner Byrne: I move we
concur in the recommendation of the
Board of Adjustment.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to
the Board of Commissioners of the
City of Newark that the following
structure or use be allowed:

Application of Johanna Cochran
Ford (Estate of Robert M. Cochran
owner); for the renewal of permit
for automobile parking station;
premises 209-211 South Eleventh
Street; such use to be limited to
the period of three years ending
April 7, 1943;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of Newark,
that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

Commissioner Byrne: I move that
we concur in the recommendation of
the Board of Adjustment.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to
the Board of Commissioners of the
City of Newark that the following
structure or use be allowed:

Application of Joseph Festa, own-
er; for the renewal of permit for
retail ice depot; premises 281-283
Second Avenue; such use to be lim-
ited to the period of two years end-
ing April 10, 1942;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of Newark,
that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, the applicants or their representatives in the following matters have requested a suspension of rules. I have been informed by the secretary of the Board of Adjustment that there were no objections.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sun Oil Co., owner; for the reconstruction of gasoline station including lubritorium and automobile laundry in a 2nd business ditric; premises 31 Bloomfield Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board;

such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sophie Bachman, owner; for the enclosing of porch beyond the required setback line in a 1st business district; premises 19 Shanley Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Dominick Dominici (Maria Carlucci, owner); for the manufacture of macaroni in a 2nd business district; premises 97 Seventh Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who objects to this macaroni factory?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Reichman & Hoffman Bros., Inc. (George Brown & Co., Inc., owner); for the storage and preparation of scrap iron and metal in a 1st industrial district; premises 264-270 Passaic Street; on condition that no materials of any type are to be stored or kept on the sidewalk;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The remaining references to the City Commission by the Zoning Board will take the usual course and be heard one week from today, April 3.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Ralph A. Villani be and he is hereby appointed a member of the Board of Assessment and Revision of Taxes of the City of Newark, at an annual salary of Four Thousand Dollars (\$4,000); to be paid semi-monthly as other salaries are paid; and the City Clerk is hereby directed to place his name on the payroll.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioner Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne and Murphy.

Mayor Ellenstein: We will now proceed to the ballot for candidate to fill the vacancy on the City Commission.

Commissioner Murphy: In order to save time, I won't introduce my resolutions today.

Mayor Ellenstein: Are there any presentations?

Commissioner Byrne: Thomas F. Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Mr. Guthrie to

fill the vacancy. As many as are in favor of Thomas F. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye, Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but the usual one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr., being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I present to the City Commission as a candidate labor's choice, Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I again present to the City Commission the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Judge Ralph Villani for the second time today, once for the Tax Board and now for the City Commission. He is being promoted so fast he won't be able to keep track of himself. As many as are in favor of Mr. Villani being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will again present to the City Commission a man who has given excellent service on the Board of Education for ten years or more, in my opinion one of Newark's outstanding citizens of Italian extraction, Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is still in the Board of Education.

Are there any other presentations?

Commissioner Byrne: I move that we adjourn.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN

VINCENT J. MURPHY

JOS. M. BYRNE JR.

PEARCE R. FRANKLIN

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,

City Clerk.

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MINUTES OF MEETINGS OF THE Board of Commissioners

April, 1940

Newark, N. J., April 3, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein; Acting Director Keenan.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then then read the ordinance at length:

An Ordinance providing for the issuance of sewer bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge and extend the sanitary and storm water sewer systems of said City by the construction of additional storm and sanitary sewers; that part of the cost of financing said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount

of money necessary to be raised from all sources for said purpose is One Hundred Fifty-three Thousand Seven Hundred Fifty Dollars (\$153,750): (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Fifteen Thousand Dollars (\$15,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred Fifty-three Thousand, Seven Hundred and Fifty Dollars (\$153,750).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Thirty-seven Hundred and Fifty Dollars (\$3,750.) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1941, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred Fifty Thousand Dollars (\$150,000) to be designated "Sewer Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment, Bond Anticipation Notes of said City of an aggregate

principal amount not exceeding One Hundred Fifty-three Thousand Seven Hundred Fifty Dollars (\$153,750) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred Fifty-three Thousand, Seven Hundred Fifty Dollars (\$153,750), and that the issuance of said obliga-

tions is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that April 17th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of water bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge the water supply system established and operated by said City by the construction of additional water mains; that part of the cost of financing said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred Fifty-three Thousand, Seven Hundred Fifty Dollars (\$153,750); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations as provided in Section 40:1-55 of said Law, is Fifteen Thousand Dollars (\$15,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred Fifty-three Thousand, Seven Hundred Fifty Dollars (\$153,750).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Thirty-seven Hundred and Fifty Dollars (\$3,750) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1941, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations

authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred Fifty Thousand Dollars (\$150,000) to be designated "Water Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred Fifty-three Thousand Seven Hundred Fifty Dollars (\$153,750) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined

and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred Fifty-three Thousand, Seven Hundred Fifty Dollars (\$153,750), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that April 17th, 1940, at 10 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of Street Improvement Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of the City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with concrete; that part of the cost of financing said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Five Hundred Forty Thousand Dollars (\$540,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on ob-

bligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Fifty Thousand Dollars (\$50,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Five Hundred Forty Thousand Dollars (\$540,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Ninety Thousand Dollars (\$90,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1941, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Four Hundred Fifty Thousand Dollars (\$450,000) to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Five Hundred Forty Thousand Dollars (\$540,000) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to

time pursuant to and within the limitations prescribed by law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City as defined in Section 40:1-76 of said Law, is increased by this ordinance by Five Hundred Forty Thousand Dollars (\$540,000), and that the issuance of said obligations is permitted by an exception to the debt limitation prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that April 17th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance changing and establishing the width of the sidewalk on the northerly side of Clinton Avenue from the westerly line of South Twentieth Street westerly 100 feet to the Newark-Irvington boundary line and requiring the removal of obstructions, projections or encroachments thereon.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. The width of the sidewalk on the northerly side of Clinton Avenue from the westerly line of South Twentieth Street westerly 100 feet to the Newark-Irvington boundary line is hereby changed and established as twelve (12) feet.

Section 2. All obstructions, projections and encroachments in and upon said street and sidewalks, as hereby changed and established, which shall interfere with the construction of the new pavement, gutters and appurtenances shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon ten (10) days notice from the Department of Public Affairs, the Director of the Department of Public Affairs is hereby authorized and directed to take out, remove and abate, or cause to be taken out, removed and abated any vault, platform, area, sign, or any post or erection, or any projection or otherwise in, over and upon said Clinton Avenue between the limits herein stated, contrary to the provisions of this ordinance, and the expense thereof shall be recoverable of the owner or owners of the premises abutting thereon.

Section 3. That this ordinance shall take effect immediately, and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that April 17th, 1940, at 10 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and

passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy presented the following ordinance as a matter of information and moved that a public hearing thereon be held on April 10th:

An Ordinance to require the employment of workers at prevailing wage and upon an eight-hour day basis upon all contracts of the City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature.

Mayor Ellenstein: This ordinance is being introduced for information, and as such is not to be advertised but to afford an opportunity for the public to be heard before submitting it to advertising in accordance with the law.

It should also be presented to the Legal Department to determine its legality.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: There will be a public hearing on this ordinance one week from today, April 10th, 1940, at which time there will be a determination by the City Commission as to whether it should be introduced on first reading.

Commissioner Murphy presented the following ordinance as a matter of information and moved that a pub-

the hearing thereon be held on April 10th:

An Ordinance requiring the Union label on all stationery and printing.

Mayor Ellenstein: This ordinance is in the same category as the one previously read by the City Clerk and will take the same course and be heard one week from today.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: There will be a public hearing on this ordinance one week from today, April 10th, at which time there will be a determination by the City Commission as to whether it should be introduced on first reading, and the City Clerk is to communicate with the Law Department to determine its legality.

The City Clerk presented An Ordinance providing for the granting of an easement through certain real estate owned by the City of Newark in the City of Newark, in the County of Essex, and for the granting of a right or license to construct and maintain a tunnel beneath the surface of Academy Street in the City of Newark, in the County of Essex and State of New Jersey, under that portion of Academy Street lying between Halsey and Washington Streets, in the City of Newark, Essex County, New Jersey, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the granting of an easement through certain real estate owned by the City of Newark in the City of Newark, in the County of Essex, and for the granting of a right or license to construct and maintain a tunnel beneath the surface of Academy Street in the City of Newark, in the County of Essex and State of New Jersey, under that portion of Academy Street lying between Halsey and Washington Streets, in the City of Newark, Essex County, New Jersey," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the granting of an easement through certain real estate owned by the City of Newark in the City of Newark, in the County of Essex, and for the granting of a right or license to construct and maintain a tunnel beneath the surface of Academy Street in the City of Newark, in the County of Essex and State of New Jersey, under that

portion of Academy Street lying between Halsey and Washington Streets, in the City of Newark, Essex County, New Jersey.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4, of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in the City of Newark,' adopted July 1, 1931," adopted September 14, 1938, and stated the ordinance had been introduced on information March 20th and the time for a hearing fixed for today.

Mayor Ellenstein: This ordinance was introduced for information. Is there any person who desires to be heard on this ordinance?

Mr. C. Wallace Vail, 60 Park Place, Newark: I understand that there are some people here who want to be heard in favor of the ordinance and perhaps the more orderly procedure would be to hear them first.

Mayor Ellenstein: Our procedure has been to hear those opposed to it. That has been the procedure.

Mr. Vail: Very well, sir.

Mayor Ellenstein: You will have an opportunity, you know, in rebuttal, to add to anything you might have said, so that you will not be at any disadvantage.

Mr. Vail: I appear today on behalf

of the Milk Processors' Association of Northern New Jersey. There are about eighteen or twenty members, and it represents, perhaps, the greatest number of processors in the northern part of New Jersey. Also for the New Jersey Cream Line Association, with perhaps about forty members in that, and also for the New Jersey Official Grade A Milk Dealers' Association. That has a membership of about 75 dealer members and over 300 producer members.

Also for the New Jersey Cattle Club. That is not the State of New Jersey; that is the Jersey Cattle Club, and the Holstein Cattle Club.

Mr. George Bailey, who appeared here two weeks ago, represents the North Jersey Milk Council. He asked me to state to the Commission that his views upon this ordinance were the same as the views that I represent. He was engaged elsewhere and could not appear here.

We also have today Senator Hollinshed, who represents the United Milk Producers, having about 10,000 producer members.

The ordinance that was introduced for information is objectionable because it limits the number of dealers to one dealer for each 1,500 of population. Also because it has eliminated from that mathematical calculation the stores. At the present time there are approximately 2,000 licenses outstanding in the City of Newark. Of those 2,000 there are approximately 277 dealer licenses. That is wagon licenses, peddlers, and the rest of them have been issued to stores. That is objectionable because—

Mayor Ellenstein: Inclusive of stores there are 2,000 retail dispensers of milk?

Mr. Vail: Including stores.

Mayor Ellenstein: 2,000 retail dispensers of milk inclusive of stores?

Mr. Vail: That is an approximate figure. It may mean 50 or 100, one way or another.

There are other features of the ordinance that are objectionable to my clients. For instance, in subdivision 1, section B it says here that after a license has been issued it shall not be transferred unless a written request is filed with the Department of Health and the written consent of such transfer is given.

That may seem all right upon the surface, but a dealer may be purchasing milk from one source and suddenly find that his source of supply is cut off and he wants a change. That is arbitrary to the extent that it does not permit the dealer to buy milk from any other approved source, and with that selection there would be no objection to that part of the ordinance.

There, there was one other feature of the old ordinance that was objectionable, in that there was a section in there under which the Department of Health conducted oral examinations such that I doubt that any Health Officer could answer. They went into the chemistry of milk and the laws of the State of New Jersey respecting the producing of milk and the inspecting of herds and such things. It covered a multiple subject that was not necessary for the dealer to be familiarized with in order to deliver a bottle of milk.

Mayor Ellenstein: Is that contained in this ordinance?

Mr. Vail: There has been an attempt to eliminate that in this ordinance and so far as that attempt goes, it is satisfactory, but I would like to say, and my client would, that it goes a little further. The ordinance as it now stands says nothing shall be construed as authorizing the Board of Health to question the applicant orally.

I discussed it with Mr. Blank, and we sort of agreed upon that, but subsequently we had meetings on this thing, and the industry feels that is all right as far as it goes, but it should be broadened to include the laws of the State of New Jersey. That is, it should eliminate any oral examination on the laws of the State of New Jersey with respect to the production of milk. It is not necessary for a dealer to know how milk is produced. He should know how to take care of a bottle of milk after it has been delivered to him. Whatever the processes or the handling are prior to the delivery to the licensee, that is something else, but the licensee has to know what to do with the milk once it is delivered to him.

Mayor Ellenstein: I think that is a very reasonable criticism.

Mr. Vail: There is one thing here in subsection 3; I believe it is B-1, "in no event may the license be granted for the sale or delivery of milk and milk products in the City of Newark where the following circumstances exist," and that is where the number of licenses already issued are equivalent to one to every 1,500 residents of the City of Newark. That should be finished out; and eliminate the stores, otherwise this section is repugnant to the first section.

Mayor Ellenstein: What is the first section? That limits the number to one dealer in every 1,500, isn't that so?

Mr. Vail: Excepting to stores, and there is no limitation upon stores, so it should be corrected to include the stores, if the ordinance is going to pass the way it now stands.

That has nothing to do with the substance of the objections. It is simply a defect in the preparation of the ordinance.

Mayor Ellenstein: Your clients

would have no objection if the stores were included in that limitation?

Mr. Vail: Oh, yes.

Mayor Ellenstein: They would have?

Mr. Vail: Oh, yes. The elimination of the stores is accumulating the objections to the ordinance because there is the discrimination—

Mayor Ellenstein: You are opposed to the fundamental principles contained in the ordinance, limiting the number of dealers?

Mr. Vail: Exactly.

Mayor Ellenstein: And your opposition would be just as determined even though stores were included?

Mr. Vail: And it is not only as determined but the opposition is greater, with this exception to the stores, because there is then a discrimination within the dealers themselves. That is a multiplication of the objections.

Mayor Ellenstein: You raise a question because a man does not have a store that he should not be put in a separate category from a man who does operate a store.

Mr. Vail: That is right, sir. Then, in Section 9, which reads, "Where the license of the applicant will impose upon a market already adequately served a supply of milk, cream, or milk products, which would tend to create conditions adverse to sanitary standard and maintenance of public health, or disrupt the orderly marketing conditions requisite for the marketing of perishable food products," that is an attempt to regulate the economics of the situation, and the courts of our State, the Court of Errors and Appeals, have held just recently in the case of the New Jersey Good Humor, Inc. against Bradley

Beach—I think that came out in the Advance Sheets only this week—and also in this case which I gave you the last time I appeared here, Sheffield Farms vs. Seaman. That is commonly known as the Perth Amboy case.

There the Court has said, and in other cases, that you cannot regulate the economics of an industry even though it is affected with a public interest, and here it says that a municipality has certain limitations upon its powers. In this case of New Jersey Good Humor, vs. Bradley Beach, the Court of Errors and Appeals only on January 24th said that a municipal corporation is the creature of the Legislature and possesses only such rights and powers (a) as have been granted in express terms, and (b) as arise by necessary or fair implication or are incidental to the power expressly conferred, and (c) as are essential to the declared objects and purposes of the municipality, not merely convenient but indispensable. It has no inherent jurisdiction to make laws or adopt regulations of government. It is a government of enumerated powers, acting by a delegated authority; and any reasonable or fair doubt of the existence of the asserted power, or any ambiguity in the statute whence it springs, is to be resolved against the municipality and the power is denied.

I have examined the laws and the statutes rather carefully and I cannot find any delegation of power by the Legislature to a municipality to regulate the economics of an industry, and the Court of Errors and Appeals in this case from which I am just now quoting, which was brought before it on the question of the validity of an ordinance adopted by Bradley Beach prohibiting hawking and peddling within the municipality, to sell merchandise, the Court said there—and I won't go into all the language because I don't want to take up all the time—that such an ordinance was not

within the delegated authority of a municipality; that it was an attempt to regulate the economics of that particular industry, that is, hawking, and it could not be done, and it was set aside, and, I would like to again respectfully bring to your attention this Perth Amboy case in which the Court said that because the municipality arbitrarily refused to examine the sources of supply, because they said they had enough dealers down there, it was an attempt to regulate the economic situation and they did not have that power, and the city was forced to grant the license to the applicant.

Now, we have exactly the same situation here. The limitation of the number of licenses has nothing whatsoever to do with the protection of the public health, and that is as far as the municipality may go in the regulation of the milk industry. Various industries may be treated to a more or less degree with respect to regulations.

This municipality has a right to regulate the milk industry so long as the regulation is reasonable and affects the health of the people that use milk, but it cannot regulate the economics of the situation, and where there is any attempt to limit the number of licenses that is an attempt to regulate the economics. No matter whether it is difficult for the Department of Health to supervise, no matter whether some people cannot continue in the milk business there are too many there; it makes no difference. It is not within the delegated power of the municipality to indulge in such regulation, and when the regulation goes further than to regulate the economics of the local situation, as it does here, it gets into the very root and backbone of the milk industry, which, I think is to be admitted, is one of the important industries of this state and runs into billions of dollars and it is now being regulated almost out of existence.

It is necessary to do something to protect the valuable industry to the State, and it is the same thing that was discussed a while ago on this relief ordinance. There has to be some cooperation between the two ends. Here we have the greater amount of interests who do not want milk regulated to such an extent that they cannot find a market for their milk in this State. These licenses are issued one to a dealer. Now, I am using the name of a larger company without anything more except just to illustrate. Take the Borden Company, for instance; they get one license. Tom Jones, who has a 300 quart milk route, gets one license. The larger companies can put on as many wagons as they care to. The larger companies can buy milk not only in the State of New Jersey but anywhere, in other States, if they so choose. The small independent dealer is precluded from going after this milk. He has to depend upon the local supply of milk. The local supply of milk is the New Jersey producer. They are interested in selling to the local independent dealer, and when the municipality starts to regulate them out of business that affects the very source of supply of milk that is necessary in the state. This ordinance is objectionable because it affects not only the local dealer but it goes to the very backbone of the milk industry. It is objectionable because it is arbitrary, capricious. It is doubly objectionable now because it not only regulates the number of licenses but it discriminates as between the licensees as to how many licenses shall be issued. It permits the storekeeper to have as many licenses as they want, but the dealer—and there are now about 277 licenses issued to dealers, and this limitation would permit 300, which would leave 22 licenses in the reservoir to be issued, and it can readily be seen what condition may be created there is such a limitation is put on this.

I think perhaps someone else may

want to say something. Senator Hollinshed is here, representing the United Milk Producers. I know that he wants to get away.

Mayor Ellenstein: Do you want to be heard now, Senator?

Senator Harry H. Hollinshed (Sussex County): Yes.

Mayor Ellenstein: Are you objecting to the ordinance?

Senator Hollinshed: Your Honor, Mayor Ellenstein, and members of the Commission. My name is Harry H. Hollinshed, general manager of the United Milk Producers of New Jersey, an organization of about 2,500 producers within the State of New Jersey. It is not a cooperative in the sense that it markets and sells the milk of its members but the producer-dairy man sells to the dealers, and the remarks that I have to make, your Honors, are addressed to that part of the ordinance which would, in the application or in the issuance of these licenses, show a discrimination. For instance, within the State of New Jersey we have possibly seventeen or eighteen handlers of milk who are commonly termed processors. They buy this milk almost entirely from New Jersey producers. They don't retail the milk, in the sense that they have no milk routes. Their business is entirely through sub-dealers. Now, then, in that category, as I say, we have perhaps seventeen or eighteen.

I know that about a thousand of the members of the organization of which I am manager, these dairy farmers, sell through that medium of outlet. Those processors, as I say, who perhaps would handle anywhere from 500,000 pounds to 1,000,000 pounds of milk a month, dealing to several dealers, would perhaps require anywhere from 20 to 30 or 40 licenses, depending on the volume of milk and the number of such dealers they might have, whereas, in contrast, the one

dealer maintaining his own distributing route would only need one license.

It might be interesting but I do not wish to go into the question of New Jersey milk as against out of state milk. That is not the point. I was very much interested a moment ago, speaking about this interdependence of agriculture and the needs of the farmer in New Jersey, I was also interested, when the question of relief came up, because the poor farmer can't go up. He is just stuck with his relief and cows.

I can see that in the course of time there will be some need of the individual farmer to sell his own milk. He can't make a profit by selling to the dealer; he is going to create his own little route. I can see in the limitation of the number of licenses that it might be, under these circumstances, disastrous for these people who want a different outlet than they have now. It is especially discriminatory in relation to the dairy processors in contrast to the dealer, who markets his own milk.

There is one point that I might speak about. I am almost tempted to congratulate your Department of Public Works in its effort, at least, to recognize the interdependence of the economic as well as the health angle on this question of milk. I believe it is the first time in the State of New Jersey that this has been brought out in the consideration of an ordinance. I have maintained that before our State Board of Health time out of mind, and I believe—whether this is legal, this attempt on attempt on your part, is not the question, but I do want to point out this, that New Jersey with its 6,125 producers supplying 65 per cent. of the milk and cream requirements of the State. has issued for out of state producers licenses, to more than 39,000 out of state producers who supply the 35 per cent., and we wonder why the

milk industry is haywire. It is top heavy, no doubt. I am not going to call your attention to the large volume of out of state milk sold in the City of Newark, in comparison to that produced in the state. I think the fact is that something like 65 per cent. of milk and cream supplied in the City of Newark are produced outside of the State of New Jersey. I am not sure on that. I don't want to make an affidavit on that, but these have been given to me as facts.

Mr. George Rosenbaum: I represent the Lincoln Food Stores. There is only one question in my mind that I would like to ask the City Commission, and that is, if these licenses are to be granted whether or not a clause can be put in these restricting the license to the sale of milk only, because we find that these distributors carry today anywhere, almost as much as 53 articles pertaining to the food line and other lines on their wagon.

Mayor Ellenstein: You couldn't do anything like that any more than to legislate that you deal only in a certain type of clothing.

Mr. Rosenbaum: In other words, under the milk license they can handle anything on their wagons?

Mayor Ellenstein: So long as it does not affect the health of the general population of the City.

Mr. Rosenbaum: It will affect the care of the milk, the proper care on the wagons.

Mayor Ellenstein: Of course, if they had a wagon carrying milk on one side and sewerage on the other it would affect the health, but anything that would not affect the health of the general population of the City they could not legislate on. It has to do with the police powers of the City. You can't pass any ordinance beyond the police power, and the police power

er is limited to the health, safety, and morals, and as Mr. Vail points out, you can't regulate the economics. You are limited to the police powers, which only affect the health, safety, and morals of a community.

Mr. Rosenbaum: And nothing else?

Mayor Ellenstein: Nothing can be done.

Mr. Rosenbaum: All right, thank you.

Mayor Ellenstein: Is there anyone else who desires to be heard in opposition?

Mr. S. M. Schearman: Mr. Mayor and members of the City Council, I represent the New Jersey Cattle Association of New Jersey, which consists of about 65 members, and also the Jersey Creamline, Inc., which is a sales institution for the purpose of selling Jersey milk.

I am opposed to this particular ordinance for the reason that I am opposed, and we are opposed, to any ordinance which would tend to restrain the milk industry, which I believe this ordinance would. All regulations are made for the purpose of doing somebody some good, and yet the culmination of all the small details and regulations that are brought into the milk industry finally become grinding among each other to such an extent that the milk industry and the person whom it is supposed to help—it acts as a direct boomerang to him and reflects right back on their industry, and that has been the effect of a great many regulations.

I am also opposed because those already licensed amount to approximately 277, and they already have their licenses. We have got few over up there out of the 300 as of the present time that might be licensed. That would give a very good opportunity for some live individual in the

course of years to corner the licenses in the City of Newark and perhaps buy and sell them as they saw fit. That could be very reasonably expected.

Another thing; I, for instance, live in the town of Chatham. Suppose that the town of Chatham, which is a small town, has a great many merchants coming in with delivery trucks and dropping products in our small town, suppose they should say "We have enough of this. We have enough laundry men. We have enough bakery men. We will limit the licenses. We have enough milk dealers. We will limit those licenses." There you have your boomerang. We could do the same thing. We each depend on one another. This thing mainly affects the independent milk dealer, as Mr. Vail has said, inasmuch as he has a number of such dealers to whom he sells milk and who have licenses to sell in the City of Newark, whereas the big company can place as many routes on the road as they see fit by holding only one license.

Therefore, I am opposed to this ordinance for that reason.

Mayor Ellenstein: Are any of the proponents here, those in favor of the ordinance?

Mr. James E. Bryan, 571 Hawthorne Avenue, Newark: I represent the Independent Milk Dealers' Association who, by and large, are residents of the city and they are actually distributing in the city, and paying taxes and trying to make a livelihood in the city. We are very much in favor of restricting the number of licenses that have been issued, and we have several reasons why we think that would be beneficial, not only to the milk dealers but to the inhabitants of our city as well.

We have at the present time a great abundance, a real oversupply of dealers and distributing interests here.

You can readily appreciate the fact that the volume distributed by the individuals, to a large extent sets the cost of distributing the commodity. We have so many dealers in town and so many routes running, that there are very, very few operating on anything like a volume basis that makes it profitable. We also have a milk control act that sets the prices to be paid by the consumer, and it makes it mandatory on the part of the Milk Control Board to take into consideration the cost of distributing.

You can readily see that by lowering the volume of each distributor you naturally increase the cost to the consumer, because the average route is only putting off 200 quarts of milk, and that must be taken into consideration in allowing for a profit. On the other hand, if they operate on a maximum basis of 400 quarts it would quickly cut the delivery costs and that saving would be passed on to the consumer.

We certainly appreciate the assistance that we have had through the Department of Health and the Commissioner here in endeavoring to limit these licenses and keep them somewhat in bounds, and rather select the people to whom licenses have been issued, after he has been greatly handicapped by the ordinance which gave him practically no discretion, and we certainly feel it would be a benefit to everyone if some power would be granted to the department to allow them to issue the licenses.

On the few remaining issued, we can very readily go along on that. The amount can be made so as to make it on the basis of 200 or 250 rather than 300 licenses that would be issued, and as licenses are dropped don't issue them, and that would be an improvement over the basis of the present ordinance. However, if it has already been drafted your basis is better than nothing.

Mayor Ellenstein: Your objection is an economical one?

Mr. Bryan: Yes.

Mayor Ellenstein: You say that if more licenses are granted it cuts down the profit. There is a certain amount of milk to be delivered in the City of Newark.

Mr. Bryan: That is right.

Mayor Ellenstein: The more licenses the less each one will deliver.

Mr. Bryan: That is right.

Mayor Ellenstein: Every time a license is granted somebody takes some of the existing dealers' business.

Mr. Bryan: I might say that our friends, the processors, who are opposed to this ordinance, practically everyone is from out of the city. They are willing to come in here and start every Tom, Dick and Harry in the business. He goes with twenty quarts of milk and starts building up a route.

Mayor Ellenstein: Suppose the grocers came in and said that we ought to limit the grocers for the same reason, that we have too many grocery stores?

Mr. Bryan: I believe that you have a different situation there. Speaking as a taxpayer of the city, I believe every grocer that goes in business here is at least putting in a certain amount of stock. He is going to contribute to the city. On the other hand, the milk dealer license is only \$2. and I know that you appropriate a large sum of money to the Health Department to supervise this distribution, and the more licenses you put out the greater the cost of supervision.

Mayor Ellenstein: I do not think that the City Commission has any authority to regulate the economics

of it because they open the door wide and next week the grocers or gasoline station owners may come in and say that we have too many grocery stores or gasoline stations, and they can come in and ask that we limit them or stop people from selling from a wagon. That is something that the City Commission has to consider.

Mr. Bryan: I believe that it is already a practice in certain instances, taxicabs and saloons, and a number of other things.

Mayor Ellenstein: On saloons it has a different aspect. There it is protecting the morals of the people of the city. A person cannot get drunk with milk, unless there is a punch in the milk.

Mrs. Minnie Eisenberg, 129 Wainwright Street: Your Honors, in reference to licenses being restricted, I would say the same as grocers and others could be restricted, the milk dealers' license could be restricted, provided it was under the control of the New Jersey Milk Control Board. Without any regulation our existence is taken away. When boys twenty and twenty-one enter our line with new licenses it takes away the existence of unfortunate peddlers. My husband and I have been working practically for twenty-one years, hand in hand, and we cannot go on paying our bills because of the boys who take up the milk business temporarily until they get new jobs, and we cannot maintain our homes and keep up our children in our homes and pay our bills.

The grocers sell 100 articles and we only sell milk. We have no means of existence today with what is going on today, being controlled by the milk regulations on one hand and by the underselling by those new boys on the other hand, who take away our existence. We want to be respectable citizens and pay our bills but we have no way of doing it. Thank you.

Mayor Ellenstein: Is there anyone else?

Mr. Herbert Harrison, Caldwell, New Jersey: I represent the Sheffield Farms.

As a matter of record, I want to say that we are in favor of this ordinance. If the Department of Health feels that this amendment is to the good of the public health, we do not wish to oppose it. I just want to say that I do not think anybody from the Northern New Jersey Milk Council was authorized to speak here today. We are a member of that organization, and as far as I know, it was decided that each member would speak for himself and nobody would speak for the group.

Mayor Ellenstein: Wasn't there any unified action by the Northern New Jersey Milk Council?

Mr. Harrison: Not as far as I know.

Mayor Ellenstein: Who represented the Northern New Jersey Milk Council?

Mr. Vail: Mr. George Bailey appeared last week representing the Milk Council, and he spoke against the ordinance in the same tenor I did, that it was an unconstitutional thing.

He called me this morning and he said that he couldn't be here and he asked me to represent him here, and I received no contrary instructions.

Mr. Harrison: I would like to check that and notify the Board at some time whether Mr. Bailey had authorization to make any statement or if anybody made any statement for the council.

Mayor Ellenstein: Is there anyone else?

Dr. Charles V. Craster, Health Of-

ficer of the City of Newark: Mr. Mayor and Members of the Commission, the control of milk, of course, is up to the Health Department, which is supposed to see that the milk delivered in the city is pure, clean, and fit to be used and safe to be used by the children of the city and adults, too.

Ever since the depression we have had a continuous increase in the number of people who seem to feel that the peddling of milk is the easiest thing they can think of in the way of getting work of some kind, so that it has been difficult for the Health Department to control the issuance of licenses because, if you really understand the promiscuous handling of milk by all kinds of people who do not know the danger of milk, from the point of view of contamination, keeping it clean and refrigerated at all times, that that is an important thing in the handling of milk, so that the Health Department has been extremely put to, to try and arrange a method of controlling the necessary distribution of licenses.

We formerly, a few years ago, refused to issue a license to a person whom we thought was not mentally able to take care of the milk they were going to handle, so we refused those licenses and then they went on and got some lawyer who came and threatened us, if we did not issue a license they would go to the Court of Chancery and have a writ of mandamus sworn out, making us do so. Well, for some time we went along, and when they went to the Court of Chancery we, rather than have a fight, issued the license, but the practise of going to the Court of Chancery was frequently used as a club over our heads. We finally decided to allow a case to go to the Court of Chancery to discover what was the attitude of that court with regard to the control of the licenses.

The case came up and it was duly

heard, and the Judge in his decision stated, "Well, you have nothing in your Milk Ordinance which puts any safeguards around the issuance of licenses. It simply says that the licenses shall be issued, and the name and address and the place where the person is going to get the milk from."

He said, "Now, until you can surround your ordinance with some method of requirements, I am obliged to make a decision giving this man a license," so we issued the license, but we took the advice of the Chancery Court as something which was worthwhile considering, whether we couldn't place around the issuing of licenses any protective measures, and in the course of our deliberations we decided that the best thing would be to have a mild, simple examination of the applicant from the point of view of contamination, whether he knew the laws relating to milk, whether he realized the danger and the possible contamination of the article he was going to sell, and in our judgement, with the director's approval, we appointed a small board, an examining board and the questions that were asked by that board were so simple that I think any Eighth grade child could answer them, and yet they were considered too stringent, too difficult for the applicant to answer. The result was that we again had a Chancery Court action threatened, we were going to be taken to the Chancery Court for the Judge to decide whether we had asked the proper questions with regard to milk supply.

Rather than have another Chancery Court action, which costs the city money, the Director said that the best thing to do would be to arrange another type of control on the licenses, and this was the establishment of a maximum number of licenses we should issue. That has been done. It was done and advertised, and we considered the num-

ber of licenses existing in the city were sufficient to supply the needs of the city at the present time. We did not feel that there were going to be many more conditions arising which would demand a greater number of licenses, so the ordinance was finally drawn making a population standard of one license for every 1,500 population.

That did not indicate we would not change the ordinance if there was any requirement, but it did keep down the possible flood of applicants.

You are quite right, Mr. Mayor, when you say that the Board of Health is not interested in the economics of the situation. It is very much interested in the control of the licenses because if they get too many and they are in the hands of irresponsible persons we cannot control them, and we have a very definite duty to the city to see that the milk that they get is safe and delivered in a proper way on their doorsteps in the morning.

We do not feel that the ordinance as drafted at the present time is at all drastic. We think it is very, very fair, and I do not think that any of us have any idea of interfering with the milk as a business, but we do feel that the conditions surrounding the issuing of milk licenses should not be allowed to be so easy that it becomes simply a traffic in licenses.

Mr. Samuel G. Sahrwell, Chief, Food & Drug Inspector, Department of Health: The only thing, your Honor, it is true that we have had our troubles the last five or six years, particularly since depression. Everybody thinks there is profit in the milk business. They read the papers about the Control Board having a bill for selling at the prices fixed by the Control Board and they get all worked up, and they think that all they have to do is to get a license to make a good living. A man cannot go out today

and pick up a trade. He has got to have some money.

We figured up before I left, if this ordinance passed, out of 275 that would only allow 220 quarts for each customer, and with milk sold at grade how can a man make a living, when he pays automobile license fees and they have this thing and this thing.

Another thing, I have heard something mentioned here about the people they represent. The people they represent, I don't believe they are here. We have quite a number here that really represent themselves. They are independent dealers of the City of Newark, and I would like the privilege of calling on them to stand up.

Will you all stand up that represent retail dealers in favor of this ordinance?

(A group of persons stood up).

Those people that come and talk to you and tell us it is unreasonable, they don't realize what trouble there is in this license business. Everybody wants a milk license. They would kill a man for a milk license.

Anton Schieferstein, Somerville, N. J.: Gentlemen, I represent the New Jersey Grade A Milk Dealers' Association.

Statistics show that the average consumption is about a pint per person, and if these retail licenses are limited it would only amount to 250 quarts delivered retail, and the rest would be in the stores. These licenses might be applied to stores. The stores could not supply the milk.

Mayor Ellenstein: You are speaking against the ordinance now?

Mr. Schieferstein: Yes, I am speaking against the ordinance now. You see, Mr. Vail had spoken for the as-

sociation I represented and I thought I would like to say that I am here in person.

Mayor Ellenstein: That is all right. I just want to make that clear.

Mr. Schieferstein: Mr. Sharwell tells us that he doubts whether half the people he represents are here. I am appearing in rebuttal. I represent that association.

Mr. Sharwell: I will have to apologize, your Honor. I didn't know who was here but I will speak for the rest. He is the only one. I talked to him yesterday on the telephone.

Mr. Schieferstein: There is another representative, of the Holstein Association.

Mr. Peter B. Van Nuys: Gentlemen, I represent the New Jersey Holstein Association and Dairy Council. I simply want to make a statement representing the producers in this state, that we are opposed to any restriction that may keep any producer's milk out. We feel this ordinance would be unfair, and the fact that you limit the number of dealers and don't limit the number of stores would probably be discrimination to them.

Mayor Ellenstein: You object on the ground that it limits the number of dealers without taking into consideration the stores?

Mr. Van Nuys: Right.

Mr. E. St. John Baldwin: I am from the Borden Company. Your Honor and Gentlemen, I am going to go on record as in favor of this ordinance, inasmuch as the meeting has simmered down to a voting proposition. We have no objection to it and I would like to vote in favor of it.

Mr. L. T. Woodruff: I represent the Independent Milk Dealers' Association of Essex County. Mr. Mayor and

Commissioners, I am here to speak for our association in favor of this ordinance for the simple reason that we believe there are ample dealers in the City at the present time to take care of the current needs. Each license issued makes a hardship upon those who are presently in the business, and for that reason we are in favor of this measure.

Mr. Philip Borak: Mr. Mayor and Commissioners, I represent the Supreme Milk and Cream Company. We want to be on record that we are for that bill for the limitation of licenses.

Mayor Ellenstein: You are in favor of it?

Mr. Borak: We are in favor of it, the Supreme Milk and Cream Company. Thank you very much.

Mayor Ellenstein: Is there anyone else?

Mr. Vail: I don't want to bore this Commission but this thing seems to have simmered down, as somebody said, to a vote proposition, which has nothing to do with it.

Mayor Ellenstein: The Commission is not concerned about that. We are not inviting numerical strength. If that is the impression somebody has gotten, that is their own.

Mr. Vail: I am surprised that the Health Department has taken an active interest and paying attention to the economical situation rather than what it should do, and that is the health situation, and I am also very much surprised to have questions as to whether or not I represent the people that I appear here for. I happen to be a lawyer. I am not in the milk business, and I propose to get paid for representing my clients.

Mayor Ellenstein: And not in milk.

Mr. Vail: And not in milk. My capacity is a little bit limited, but all of those who spoke in favor of this amendment to the ordinance touches upon only one topic, and that is the economical situation.

The Board of Health is annoyed because it has to be troubled to do its job of granting license to people who want to come in and get a license that they have a right to get. It is none of its affairs as to whether or not it disturbs somebody in the milk business. Its function is to regulate the health and to prescribe such rules as may be requisite to protect the health of the people that use the milk.

Now, these questions that Dr. Craster speaks about as being simple, he did not produce them here and I would like him to do it. So far as being simple, it is my understanding that before a person can pass this examination they have to take a course down in Perth Amboy or some other place, in a school.

Commissioner Franklin: You don't mean to say that we send them to school?

Mr. Vail: I didn't say anybody in the City of Newark sent them there.

Commissioner Franklin: Is there such a school?

Mr. Vail: There is somebody that teaches them how to answer these questions, because it is impossible for anybody to answer these questions that are asked, and it costs each one of the applicants who comes in for a license money. The Department of Health in this city has made it as difficult as it possibly can for anyone who wants to go into a legitimate business, legitimate at common law, and the courts of this state and other states have said that it cannot be regulated economically.

Commissioner Franklin: Except that economics has a bearing on the ability to conduct it in a healthful manner. In other words, if the door is opened and there are another 100 or 150 who get licenses then it is going to be a cut-throat proposition where probably a person cannot make a living. He has twenty or thirty quarts on his route and he cannot make a living out of it. Then the health of the community will be endangered. He will put water in the milk, and in that the Health Department is interested to see that the consumer gets a proper bottle of milk. That is the one element that enters beyond the economics. The economics has a basis that might lead into a deterioration of the health conditions. That is a possibility, isn't it?

Mr. Vail: I respectfully disagree with you, Commissioner. There is nothing to prevent any licensee in the City of Newark today from putting water in the milk if he wants to.

Commissioner Franklin: There is less reason for him to do it if he is making a reasonable profit out of the legitimate business that he has.

Mr. Vail: It comes right back to the same thing, and that is regulating the economic situation, and the regulation of health is just incidental.

The question that should be propounded to these dealers is whether or not they know how to handle milk and whether they keep it in a sanitary condition.

I think that any further argument is just cumulative, and I respectfully urge this Commission not to adopt this amendment to the ordinance.

Mayor Ellenstein: What is the disposition of the Commission.

Mr. Sharwell: I conducted those examinations, and it is pretty true from what the counsel has said, that they

have opened up a school in New Brunswick, but I want to tell you that out of 86 examined there were 13 passed, and I can safely say and anybody else can safely say, if they know something about the milk business you get it up there. You have to have a license to sell liquor. There is a restriction on liquor licenses in the City of Newark, and I think that this is more important than liquor. Thirteen passed out of 86, and they are intelligent people.

Mayor Ellenstein: Written or oral?

Mr. Sharwell: Oral. This gentleman represents, as I understand, the Northern New Jersey Processors' Association. Those people that he represents raise milk and distribute milk, and they have to have somebody to sell the milk, and I have known them to go to work and pay another man's bills that he owed somebody else; to buy milk off them. That is the Independent Milk Processors' Association. I can prove every statement I make.

Commissioner Franklin: I move the adoption of the amendment.

Mayor Ellenstein: It depends on the disposition of the Commission whether it be introduced on first reading or not, or whether it be referred to the Law Department.

Commissioner Byrne: I move that it be referred back to the Law Department.

Commissioner Franklin: Mr. Mayor, I would like to get some action on it because we are faced with these mandamus proceedings. Let us have it one way or the other. If it is going to be opened, let it be opened.

Mr. Blank, Assistant Corporation Counsel: Mr. Mayor, with reference to the legality of this amendment, I want to say that there was much said today with reference to the en-

tire ordinance. That is really not the subject matter of this amendment. The amendment is very simple.

As to the legality of that amendment, it is my firm opinion that because of the absence of definite law in the State of New Jersey, notwithstanding what Mr. Vail said, this amendment can be upheld. I want to call your attention to the fact that in New York City there is such an amendment. Of course, it is an amendment to the sanitary code, and according to the sanitary code in New York City no new license can be given to anybody and no license can be issued to anyone, and no one has a right to sell milk except those licensed as of September 1, 1939. The matter was brought twice to the courts in New York.

Mayor Ellenstein: Do you mean to say that New York City has an ordinance which arbitrarily sets the number of licenses to sell milk?

Mr. Blank: Yes, Mr. Mayor.

Mayor Ellenstein: How about the question raised, about the dealers and storekeepers who sell milk?

Mr. Blank: I spoke with Mr. Vail about the matter and I think it was Mr. Vail who called my attention to that, that the storekeepers should be excepted, and I am sure that Mr. Vail should remember that.

Mayor Ellenstein: He takes exception to that.

Mr. Vail: I don't want to say exactly no. Mr. Blank and I discussed this but I didn't know that we came to any definite conclusion about anything except one section of the ordinance which had to do with the examination. There was a lot of talk but we got absolutely nowhere. The only thing that I said here that I didn't say to Mr. Blank was that this was an accumulation of objections,

but this eliminating the store does not eliminate the objections. It just accumulates.

Mayor Ellenstein: How many are affected?

Commissioner Franklin: 275.

Mayor Ellenstein: It would be limited to how many?

Commissioner Franklin: 300.

Mayor Ellenstein: And the 25 additional applicants would have to pass an examination anyway?

Mr. Blank: No.

Mayor Ellenstein: You eliminate the examination entirely?

Mr. Blank: We eliminate the examination entirely.

Mayor Ellenstein: In that provision of this amendment you eliminate the examination entirely?

Mr. Blank: Yes.

Mayor Ellenstein: Is that the way the ordinance was drawn in New York?

Mr. Blank: In New York there is no examination for that. Of course, the ordinance in New York simply closes them out. Nobody can get a license except anyone who has a license under date of September 1st, 1939.

Mr. Vail: I don't know whether the ordinance has been tested out.

Mayor Ellenstein: Are there any other cities that you know of that have an ordinance like this?

Mr. Blank: No, Mr. Mayor.

Mayor Ellenstein: Have you seen a copy of the ordinance?

Mr. Blank: Yes, I have.

Mayor Ellenstein: Have you got it available?

Mr. Blank: I haven't got it available, no.

Mr. Sharwell: Your Honor, I saw the ordinance and what he says is true.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Franklin: I make a motion that it be introduced on first reading.

Mayor Ellenstein: There is no second to that. Director Byrne has made a motion that it be referred back to the Law Department.

~~Commissioner Franklin: We have~~ the Law Department here. This ordinance has been prepared by reference to the Law Department.

Mayor Ellenstein: I would like to see that New York ordinance. There is a grave question in my mind as to its constitutionality. There is a grave question in mind about the constitutionality. It won't serve any purpose to have it upset by the courts.

Mr. Harrison: I know about that ordinance but I am not qualified to speak on the constitutionality. I am not an attorney.

Mayor Ellenstein: I understand that, but I would like to see the New York ordinance.

Mr. Harrison: We can get that. I know it was upheld in the courts.

Mayor Ellenstein: Is there any objection to deferring it for a week?

Commissioner Murphy: Why not refer it to the Law Department for a

week and give us an opportunity to clear up that statement.

Mayor Ellenstein. There ought to be a copy of the New York ordinance sent to each Commissioner, and with a statement as to how far it has gone in testing its constitutionality in New York courts.

Is there any objection to that?

Commissioner Franklin: No.

Commissioner Murphy: I so move you, that it be deferred for one week, and that it be re-submitted to the Law Department with the understanding that the Law Department will furnish each Commissioner with a copy of the New York modification of the sanitary code or ordinance, which would be tantamount to an ordinance under our system of government, with a statement from the Law Department as to how far it has gone in the upper courts in New York on testing the constitutionality.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein: The matter will be deferred for one week and then there will be action one way or another by the city, and if it is introduced there will be an opportunity for some more work for you, Mr. Vail, at the subsequent hearing.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirty-four Thousand One Hundred Seventy-three Dollars and Fifty Cents (\$34,173.57) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment	
Tax Receiver	\$ 44.89
Reserve for Overpayment	
Comptroller	4,128.68
Pension Funds	30,000.00
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	\$ 34,173.57

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Ninety-five Dollars and Seventy-one Cents (\$195.71) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities	
W.P.A. Tax Revaluation	
Project 7185-O Sub A-6	\$195.71

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand Five Hundred Thirty-one dollars and seventeen cent; (\$40,531.17) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
 Taxes Granted by State
 Board of Tax Appeals\$ 40,531.17

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-one Thousand Eight Hundred Sixty-nine Dollars and Four Cents (\$21,869.04) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from March 16th, 1940, to March 31st, 1940, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	7,035.98
Board of Assessment and Revision of Taxes (Sup- plementary)	293.09
W.P.A. Tax Revaluation Project 8185-O Sub A-6..	208.33
Assessment for Local Im- provements	869.98
Second District Court	1,111.64
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	\$ 21,869.04

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Twenty Dollars and Eighty-two Cents (\$720.82) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the partial semi-monthly payroll of the First District Court, Department of Revenue and Finance from March 16th, 1940, to March 31st, 1940, as follows:

First District Court\$720.82

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Four Hundred Forty Dollars and Thirty-eight Cents (\$3,440.38) be and the same is hereby appropriated to the persons named on the annexed certified list, being the partial payroll of the Department of Public Safety from March 16th to 31st, 1940, as follows:

Building Division	\$2,586.22
First Criminal and Family Courts	854.16
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	\$ 3,440.38

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Two Hundred Twelve Thousand, Sev-
en Hundred Ninety-eight Dollars and
Sixty-nine Cents (\$212,798.69) be and
the same is hereby appropriated to
the persons named on the annexed
certified list, being the semi-monthly
payroll of the Department of Public
Safety from March 16th to 31, 1940,
as follows:

Director's Office	\$ 395.83
License Division	714.57
Electrical Division	1,897.48
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	78,582.02
Police Division	129,931.75
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	\$212,798.69

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of
Six Hundred Thirty-three Dollars and
Thirty-three Cents (\$633.33) be and
the same is hereby appropriated to
the City Treasurer, being the month-
ly payroll of the Department of Pub-
lic Works for the entire month of
March, 1940, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Twenty-two Thousand Three Hundred
Eighty-three Dollars and Ninety-one
Cents (\$22,383.91) be and the same
is hereby appropriated to the City
Treasurer, being the semi-monthly
payroll of the Department of Public
Works for the last half of March,
1940, as follows:

Director's Office	\$ 1,383.32
W.P.A. Project 5410-7	166.66
Newark City Hospital	29.57
U. S. Health Sanitation	
Account	505.90
Convalescent Hospital	1,078.39
Newark City Home	3,092.55
Newark City Alms House..	2,398.32
Outdoor Poor Department..	1,337.48
Emergency Relief Admin- istration	11,191.72
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	\$ 22,383.91

Pearce R. Franklir
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Seven Thousand One Hundred Forty-
four Dollars and Fifty-one Cents (\$7-
144.51) be and the same is hereby ap-
propriated to the persons named on
annexed certified list, being the bills
and claims of the Department of Pub-
lic Works, as follows:

Newark City Alms House..	\$ 1,912.80
Law Department	30.00
W.P.A. Project 5410-7	493.24

Newark City Hospital	2,427.15
Emergency Relief Administration	2,281.32
	<hr/>
	\$ 7,144.51

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-one Thousand Eight Hundred Twenty-seven Dollars and Fifty-seven Cents (\$51,827.57) be and the same is hereby appropriated to the City Treasurer, being the partial payroll of the Department of Public Works for the last half of March, 1940, as follows:

Bureau of Health	\$ 19,106.63
Newark City Hospital	21,561.92
Bureau of Baths	5,168.37
Ivy Hill Power Plant	2,274.86
Law Department	3,308.29
Board of Adjustment	407.50
	<hr/>
	\$ 51,827.57

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand Eight Hundred Fourteen Dollars and Seventy-four Cents (\$8,814.74) be and the same is hereby appropriated to the persons named on annexed certified lists, being the

bills and claims of the Department of Public Works, as follows:

Board of Adjustment	\$ 76.96
Director's Office	6.75
Law Department	182.72
Public Outing	60.00
Emergency Relief Administration	4,539.48
Ivy Hill Power Plant	477.47
Ivy Hill Power Plant	1,752.00
Public Outing	51.28
Newark City Alms House..	391.20
Bureau of Baths	1,277.78
	<hr/>
	\$ 8,814.74

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED by the Board of Commissioners of the City of Newark that the sum of Three Thousand, Thirty-nine Dollars and Forty-six Cents (\$3,039.46) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 27th and March 30th, 1940, as follows:

Shade Tree	\$1,779.46
Public Buildings	1,260.00
	<hr/>
	\$3,039.46

Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the sum of One thousand, two hundred sixty-six dollars and fifty-four cents (\$1,266.54) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Public Buildings\$1,266.54

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of Thirteen thousand, seven hundred seventy-six dollars and forty-four cents (\$13,776.44) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from March 16th to March 31st, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,066.57
Public Buildings, City Owned Property	228.26
Weights and Measures	541.66
Printing and Stationery.....	215.00
Shade Tree	1,457.40
W.P.A. Project No. 1485-7	208.33
Central Purchase	1,850.82
	<hr/>
	\$13,776.44

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One thousand three hundred five dollars and sixty-two cents (\$1,305.62) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$1,305.62

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight thousand, six hundred seventy-seven dollars and ninety-nine cents (\$8,677.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (W.P.A. Project No. 6926-7)	\$ 6,948.57
Sewer Construction (W.P.A. Project No. 6951-7)	1,115.78

Sewer Construction
(W.P.A. Project No.
6951-7) 613.64
\$ 8,677.99

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One hundred six dollars and thirty-
three cents (\$106.33) be and the same
hereby is appropriated to the persons
named, as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs as follows:
Sewer Construction

WPA Project No. 4813-7).....\$ 16.00
Home Making
(WPA Project No. 193-3E-63) 90.33
\$106.33

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three hundred twenty-one dollars and
thirty-nine cents (\$321.39) be and the
same hereby is appropriated to the
persons named, as per certified list
attached, being the gross amount of
bills contracted and chargeable to the
Department of Public Affairs as fol-
lows:

Airport Construction\$321.39

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Two thousand five hundred eighty-
eight dollars and twenty-five cents
(\$2,588.25) be and the same hereby
is appropriated to the persons named
as per certified list attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 20, 1940:

Newark Airport\$1,835.85
Bureau of Docks 752.40
\$2,588.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Forty-four thousand, two hundred
seventy-three dollars and eighty-five
cents (\$44,273.85) be and the same
hereby is appropriated to the persons
named, as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs, as follows:

**City Treasurer, Semi-monthly payroll,
period March 16-March 31st, 1940,
both incl.**

Director's Office	\$ 1,452.07
Bureau of Lighting	432.50
Bureau of Streets	5,734.08
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,039.97
Bureau of Street Cleaning	4,206.57
Bureau of Surveys	3,276.66
Engineering Division	1,338.32
Bureau of Motors	1,927.63
Bureau of Water	19,164.58
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Swimming Pool Projects....	708.33
City Clerk	3,223.64
	<hr/>
	\$ 44,273.85

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Thirty-six thousand six hundred nine-
ty-four dollars and fifteen cents (\$36,-
694.15) be and the same hereby is ap-
propriated to the persons named, as
per certified list attached, being the
gross amount of bills contracted and
chargeable to the Department of Pub-
lic Affairs, as follows:

**City Treasurer, weekly payroll,
period ending March 27, 1940:**

Bureau of Motors	\$ 2,662.73
Bureau of Streets	1,794.69
Bureau of Sewers	953.79
Bureau of Street Cleaning	22,517.25
Street Construction	42.00
Bureau of Water	8,722.69
	<hr/>
	\$36,694.15

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Eleven thousand eighty-five dollars
and seventy-one cents (\$11,085.71) be
and the same hereby is appropriated
to the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs as
follows:

Motors	\$9,102.51
Water	1,983.20
	<hr/>
	\$11,085.71

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolutions:

WHEREAS, in 1939 the Public Ser-
vice Corporation paid rent of \$120,000
for the use of the City Railway and
deposited this \$120,000 in the Nation-
al State Bank; and

WHEREAS, the Board of Commis-
sioners of the City of Newark deem-
ed this deposit to constitute construc-
tive receipt of this \$120,000 on the
part of the City

THEREFORE, BE IT RESOLVED,

by the Board of Commissioners of the City of Newark, that the consent of the Commissioner of Local Government is hereby requested to handle this item as a receipt of \$120,000 in 1939, thereby decreasing the cash deficit for 1939 as appropriated in the 1940 Budget by \$120,000; and

WHEREAS, the Board of Commissioners of the City of Newark expects that the Public Service Corporation will in 1940 pay \$120,000 for the use of the City Railway;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the consent of the Commissioner of Local Government is hereby requested to include among the anticipated revenue in the 1940 Budget, the item "CITY RAILWAY RENT, \$120,000."

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, on April 1st, 1940, the City had lapsed appropriations of approximately \$335,000.00; and

WHEREAS, it is the desire of the Board of Commissioners of the City of Newark to use this \$335,000.00 as a reduction of the 1940 Budget;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the consent of the Commissioner of Local Government is hereby requested to allow the inclusion of "lapsed appropriations of \$335,000" as a reduction in the 1940 Budget.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, the Director of the State Financial Assistance Commission has agreed to the withdrawal from the Direct Relief Account of the surplus in this account, estimated to be \$1,392,250.86; and

WHEREAS, it is the desire of the Board of Commissioners of the City of Newark to include the surplus in this account among its revenues in the 1940 Budget;

NOW, THEREFORE BE IT RESOLVED, that the consent of the Commissioners of Local Government be and it hereby is requested for the inclusion of the Poor Relief surplus in the amount of \$1,380,000.00, in the 1940 Budget.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, the Director of the State Financial Assistance Commission has given his approval for the withdrawal of moneys from the Direct Relief Account for the re-payment of Emergency Notes issued in 1939, to finance direct relief; and

WHEREAS, at December 31st, 1939 some Emergency Notes remained outstanding in the amount of \$1,375,000.00;

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the consent of the Commissioner of Local Government be and it hereby is requested for the inclusion of an item of special revenue, entitled, "State Financial Assistance Commission reimbursement to be applied for repayment of Emergency Notes \$1,375,000.00," in the 1940 Budget.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, it is the desire of the Board of Commissioners of the City of Newark to use the surplus in the Relief Account at December 31, 1939, as a credit in the 1940 Budget; and

WHEREAS, the Director of the State Financial Assistance Commission has agreed to the withdrawal of this surplus from the Relief Account, subject to the following limitations:

(a) That the item of \$166,803.55 listed as "Due from Current Account" be deposited in the Relief Account;

(b) That the bond issue authorized in the sum of \$1,175,000.00 will be made available, as needed, for 1940 relief in addition to the Budget Appropriation of \$1,509,000.00;

NOW, THEREFORE BE IT RESOLVED, that the amount of \$166,

803.55 due from the Current Account to the Relief Account be paid at once; and

BE IT FURTHER RESOLVED, that the proceeds from the bond issue authorized under ordinance of March 27th, 1940, be deposited, as needed, in the Direct Relief Account in compliance with the requirements of the Director of the State Financial Assistance Commission.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, the revenues received by the Shade Tree Division as Dedicated Revenue in 1939 was \$1,209.98; and

WHEREAS, the Director of the Department of Parks and Public Property has estimated that this Division will receive \$2,000.00 in 1940 by reason of charges to other City Departments;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the consent of the Commissioner of Local Government be, and it hereby is requested to include in the Dedicated Revenues under the title of "Shade Trees" an item of \$2,000.00; and

BE IT FURTHER RESOLVED, that if this permission be granted the Appropriation for Dedicated Revenues include an item of Shade Trees in the amount of \$2,000.00; and

BE IT FURTHER RESOLVED,

that the Appropriation for Dedicated Revenues under the title of "Shade Trees" be designated as Personal Services \$830.00 — Other than Personal Services \$1,170.00.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, the revenues received by the Bureau of Weights and Measures as Dedicated Revenue in 1939 was \$2,936.50; and

WHEREAS, the Director of the Department of Parks and Public Property has estimated that this Bureau will receive \$3,200.00 in 1940 by reason of charges to other City Departments;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the consent of the Commissioner of Local Government be, and it hereby is, requested to include in the Dedicated Revenues under the title of "Weights and Measures" an item of \$3,200.00, and

BE IT FURTHER RESOLVED, that if this permission be granted the Appropriation for Dedicated Revenues include an item of Weights and Measures in the amount of \$3,200.00; and

BE IT FURTHER RESOLVED, that the Appropriation for Dedicated Revenues under the title of "Weights and Measures" be designated as Personal Services.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

BE IT RESOLVED, that the appropriation in the 1940 Budget for "Maintenance of Foreclosed Properties" be designated as Other than Personal Services.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, the appropriation in the 1940 Budget for Interest on Bond Anticipation Notes in the sum of \$17,778.40 includes Interest on Emergency Notes and Bonds;

WHEREAS, the Commissioner of Local Government has requested that this item be re-stated showing the amount which is to be spent for Bond Anticipation Notes, and for the amount which is to be spent for Interest on Emergency Notes and Bonds or other current division obligations;

THEREFORE, BE IT RESOLVED, that this item of \$17,778.40 be re-stated in the 1940 Budget as—

Interest on Bond Anticipation Notes	\$12,187.50
Interest on Current Loans ..	5,590.90
	<hr/>
	\$17,778.40

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance is hereby instructed to draw a check in the amount of \$166,803.55 from current funds and deposit this amount in the Poor Relief bank account.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, on June 6, 1933, The City of Newark entered into an agreement with the Reconstruction Finance Corporation to borrow the sum of \$2,850,000.00 for the purpose of financing the completion of the City Railway; and

WHEREAS, as part of the said agreement, the National State Bank of Newark was, by agreement of October 4, 1933, designated the trustee for the purpose of receiving certain moneys to be applied to the payment of interest, principal, reserve for the next two interest payments due and for the purchase of outstanding bonds and included in the monies to be received by the trustee are the rentals paid by the Public Service Corpora-

tion for the use of the City Railway, and commencing January 1, 1939, the said rental, amounting to \$120,000.00 per year was deposited with the trustee and the same sum of \$120,000.00 will be paid by the Public Service Corporation for the year 1940; and

WHEREAS, for the year 1939, in accordance with the Bond Act, the City provided an appropriation of \$164,675.00 for amortization and payment of interest for the year 1939; and provision is being made in the budget for the year 1940 of the sum of \$162,560.00 for the same purpose for the year 1940; and

WHEREAS, the aforesaid payment is sufficient to satisfy the requirements of the aforesaid agreement between the Reconstruction Finance Corporation and The City of Newark for the payment of amortization and interest charges for the respective years aforesaid; and

WHEREAS, the trustee presently has \$120,000.00 received by it from the Public Service Corporation as rental during the year 1939, and will receive the same sum of \$120,000.00 for the year 1940; and

WHEREAS, it is the opinion of the Law Department that the appropriations in the annual budgets as aforesaid satisfy the requirements of the agreement between the Reconstruction Finance Corporation and The City of Newark in relation thereto, and that the said sum of \$120,000.00 received by the trustee for 1939 should be and is properly payable to The City of Newark, and that the rental to be received for 1940 is properly payable to The City of Newark for all the reasons aforesaid;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make request and de-

mand of the National State Bank of Newark, the trustee, that it pay over to The City of Newark the said sum of \$120,000.00 received from the Public Service Corporation as rental for the City Railway for the year 1939; and that upon receipt of the payment from the aforesaid corporation of the sum \$120,000.00 for the year 1940, the same shall be paid over by the trustee to The City of Newark; and the Corporation Counsel be and he is hereby directed to enforce the demand of the City of Newark, through the Director of the Department of Revenue and Finance, in the above stated matter.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, A Milton Jacobs, an attorney-at-law, did on November 15, 1935, obtain from the Department of Revenue and Finance an official tax search No. 78749, of taxes, assessments and the municipal liens due the City; and

WHEREAS, an item of 1932 and 1931 budget Bal. 11/1/35 \$203.11 shown thereon, should have been \$213.11; and

WHEREAS, by virtue of R. S. 54:5-18 a person acquiring an interest in lands, relying on the official tax search, holds the same fee from such omitted amount of the tax; and

WHEREAS, the said official tax search was relied upon for such purpose;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the

City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized, in conformity with R. S. 54:5-18, to cancel aforesaid omitted sum of \$10.00 from the tax books of the City, together with any interest or charges accumulated to date of cancellation.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark at a tax sale held on the first day of October, 1935, acquired a certain Tax Sale Certificate numbered 27972 and dated October 1, 1935, covering land and premises known and designated as Numbers 42 to 54, both inclusive, Wickliffe Street, Newark, New Jersey, also designated and being Lots 1 and 35, in Block 391, on the Assessment Maps of the City of Newark; and

WHEREAS, A. M. Mesce has applied to the Comptroller for the sale and assignment of said certificate; and

WHEREAS, notice to the owner, public notice and advertisement has been made as required by the Revised Statutes, Section 54:5-114; therefore

BE IT RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said A. M. Mesce a Deed of Sale and Assignment, attested and acknowledged by the City Clerk for the said certificate, in accordance with the provisions of sections 54:5-113-14 for the Revised Statutes of New Jersey.

The amount due upon said certificate together with the amounts of

subsequent liens, including principal, interest and costs to April 3, 1940, are as follows:

Amount of certificate	\$ 431.30
Costs	1.00
Interest	173.89
1935 Tax	235.20
Interest	81.12
1936 Tax	266.70
Interest	72.33
1937 Tax	258.30
Interest	50.83
1938 Tax	322.70
Interest	88.78
1939 Tax	318.50
Interest	17.17
1940 Tax (first quarter)	79.63
Interest .....	.77
Total	<u>\$2348.22</u>

The said total amount of \$2,348.22 is to April 3, 1940, and shall be paid at or before the date of the execution and delivery of the said Deed of Assignment, and in addition thereto any accumulated interest to the date of assignment.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William H. O'Donnell is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his personal property assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4046, Lot 19, 193 Vermont Avenue, Newark, which property was assessed at a valuation of \$8,000.00, tax \$364.00;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said William H. O'Donnell be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Rudolph Matula is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his personal assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 3083, Lot 27, 69 Schley Street, Newark, which property was assessed at a valuation of \$8,000.00, tax \$364.00;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Rudolph Matula, be granted a further exemption of \$400.00, tax \$18.20 for 1939,

and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frank Palmiotti is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS he obtained an exemption on only \$100.00, tax \$4.55 from his personal assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4044, Lot 32, 72-74 Lindsley Avenue, Newark, which property was assessed at a valuation of \$6,400.00, tax \$291.20;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Frank Palmiotti, be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William J. Van Ness

is an honorably discharged veteran entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property, and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 4124, Lot 5, 619 Sandford Avenue, Newark, which property was assessed at a valuation of \$5,100.00, tax \$232.05;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said William J. Van Ness be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Stuerze is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS, he obtained an exemption of \$100.00, tax \$4.55, from his personal property assessment for 1939 and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4127A, Lot 9, 209 Richelieu Terrace, Newark, which property was assessed at a valuation of \$5,500.00, tax \$250.25;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Charles Stuerze be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, property known as Block 676B, lots 45 and 61-63, formerly known as the rear of 9-31 Triton Terrace, and 11-15 Chester Avenue, East, City of Newark, is now part of McCarter Highway, and was assessed for the year 1938, in the name of Joseph Keane, who was, prior to February 14, 1938, owner of said property; and,

WHEREAS, on February 14, 1938, said property was conveyed to the State of New Jersey, for State Highway purposes; and,

WHEREAS, the amount of taxes assessed for the balance of the year 1938 amount to \$66.37; and,

WHEREAS, under the Laws of the State of New Jersey—

Revised Statutes 1937, 54:4-2.2.

lands taken for state highway purposes are exempt from taxation;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK that the balance of taxes assessed for the year 1938, in the sum of \$66.37,

against property known as Block 37 B lots 45 and 61-63, formerly known as rear of 9-31 Trinton Terrace, and 11-15 Chester Avenue, East, City of Newark, in the name of Joseph Keane, (which property has been taken for State Highway purposes—McCarter Highway) be and the same is hereby cancelled of record; and the Director of the Department of Revenue and Finance is hereby authorized and directed to make the necessary cancellation on the books of the City.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the agreement between the Essex County Park Commission and the City of Newark, granting to the City the right-of-way for a 48-inch aqueduct across Branch Brook Park and its Extension in the vicinity of Heller Parkway and Fourth Street, Newark, New Jersey, be and the same hereby is approved; and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed by execute the same on the part of the City upon the adoption of this resolution.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Co-ordinated Transport be and it is hereby requested and directed to relocate its pole on the north side of Hawthorne Avenue west of Johnson Avenue, as indicated on map or plan numbered 2999-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of Pole in Hawthorne Avenue, Between Johnson and Hillside Avenues, Newark, N. J.," dated March 8, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering American La France, Ahrens-Fox, White, Buick and Ford motor parts for the various departments requiring same, and Portland Cement, White Cement, White Sand and Hydrated Lime for completion of swimming pools, Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding three (3) sets of County Board remissions for 1939, and Rudolph Jacobs is lowest responsible bidder, at Three Dollars and Fifty Cents (\$2.50) each;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director of the Department of Parks and Public Property be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for re-binding six (6) Cash Books and one (1) Daily Report Book, and F. Enderlin & Son is the lowest responsible bidder, at Seven Dollars and Fifty Cents (\$7.50) for each Cash Book, and Four Dollars (\$4.00) for the Daily Report Book;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director of the Department of Parks and Public Property is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7096, dated March 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

**GENERAL ELECTRIC SUPPLY
CORPORATION—Newark, N. J.**

(Public Safety)

Approx. 10,000 ft. No. 14 Gauge 10-conductor Color Code Braided Latex rubber and lead traffic control cable, to be shipped on reels of 2,000 ft. each @ \$233.00 M ft.

Price to include 5 reels at \$18.00 ea.

**CHARLES WARREN HARLOW
COMPANY—Newark, N. J.**

(Public Safety)

One or more General Electric Model 2TC22R29 Type DR Traffic Signal Controllers complete @ \$247.71 ea.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce P. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6861 dated February 21, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

EURNET TIRE & BATTERY COMPANY—Newark, N. J.

(Public Safety)

Approx. 6 Willard WS-4-17 batteries @ \$11.07 each.

Approx. 800 Willard SYWG-5-2 batteries @ \$2.54 each.

Allowance on 10 old Philco batteries .25 each.

GENERAL LEAD BATTERY COMPANY—Newark, N. J.

(Public Safety)

Approx. 12 CHQM 11 Titan batteries @ \$51.30 each.

Allowance on old batteries \$3.00 each.

Approx. 10 Titan 6 T-13 batteries @ \$17.90 each.

Allowance on old batteries \$1.00 each

Approx. 25 Titan batteries for Portable Lights @ \$9.95 each.

Allowance for old batteries .50 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7096 dated March 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivery material listed below, therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

FRANKLIN LUMBER COMPANY—Newark, N. J.

(Public Affairs)

Approx. 300 pcs. 2x10x16' No. 2 Common Douglas Fir D4S @ \$36.75 MBF.

Approx. 200 pcs. 6x8x16' No. 2 Common Douglas Fir, Rgh. @ \$37.75 MBF.

Approx. 100 pcs. 2x10x16' No. 2 Common Douglas Fir D4S @ \$36.75 MBF.

Approx. 100 pcs. 3x12x16' No. 2 Common Douglas Fir D4S @ \$37.50 MBF.

Approx. 4 pcs. 12x12x24' No. 2 Common Douglas Fir Rgh. @ \$38.40 MBF.

Approx. 500 pcs. 2x10x12' No. Common Douglas Fir D4S @ \$36.75 MBF.

Approx. 200 pcs. 6x8x16' No. 2 Common Douglas Fir Rgh @ \$37.75 MBF.

All to be grade markd by the Association producing the lumber.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing on the payroll of the Department of Parks and Public Property for the first half of April, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Gertrude M. Byrne, temporarily appointed Telephone Operator, effective April 1st, 1940, at a salary of \$20.00 per week. Miss Byrne will be employed during the illness of Agnes Lamb.

Frank Rooney, temporarily appointed Oiler and Wiper, effective April 1st, 1940, at a salary of \$2,975.00 per annum. Mr. Rooney has been appointed for relief work during the illness of Mr. Westerfield.

William O'Shea, General Carpenter, suspended April 1st, 1940, for absence without leave, until further notice.

Robert E. Carey, Cleaner, suspended April 1st, 1940, for absence without leave, until further notice.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on April 18, 1940, Newark International Baseball Team will open its 1940 Season at the Baseball Field, in the City of Newark; and

WHEREAS, the opening game of said League is always an event of great importance to the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that a half holiday be and the same is hereby declared for the afternoon of April 18, 1940; and

BE IT FURTHER RESOLVED that employes of the City of Newark, insofar as it may be conveniently arranged, without interference with the business of the City, be granted permission by the Directors of the various departments to attend said baseball game on said date.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Project application No. 258-3E-99 to provide part time employment for 31 youths to be taken from the relief rolls of the City to be employed upon

a shoe making, repairing and mending work project at the National Youth Administration Work Experience Center in the City of Newark; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$2,624.00 is contingent upon the expenditure of \$2,150.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$2,150.00 for the purpose aforesaid, when and if the said sum of \$2,150.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Women's World War Veterans, be and they are hereby given permission to exhibit in the rotunda of the Newark City Hall, on Saturday, April 6th, and Sunday, April 7th, 1940, the Andrew Carnegie Peace Flags; and

BE IT FURTHER RESOLVED, that said permission is given with the understanding that the City of Newark assumes no responsibility as to the care or protection of these flags. Said flags are to be removed after the exhibit by the Women's World War Veterans.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the Triangular Realty Company on February 15, 1938, entered into a lease with the City of Newark for the premises at 1048-78 Raymond Boulevard, and as a part of the requirement deposited the sum of Three thousand and eighty-four dollars (\$3,084.00), being two (2) months rent, at One thousand five hundred and forty-two dollars (\$1,542.00) per month, to be retained by the City during the term of the lease and to be applied on account of the last two (2) months of the term; and

WHEREAS, on September 21, 1938, by resolution No. 3397, adopted on that date, the Board of Commissioners adjusted the rent per month to One thousand three hundred and seventy-five dollars (\$1,375.00); and

WHEREAS, by reason of such adjustment the Tenant is entitled to a return of the difference between the sum of One thousand three hundred and seventy-five dollars (\$1,375.00) and One thousand five hundred and forty-two dollars (\$1,542.00) per month for the two months for which the deposit was applied, amounting to the sum of Three hundred and thirty-four dollars;

THEREFORE BE IT RESOLVED that the sum of Three hundred and thirty-four dollars (\$334.00) be and the same is hereby authorized and directed to be returned to the Triangular Realty Company from and out of

the aforesaid deposit made by it on account of the aforesaid lease, and for the reason stated; and the Director of the Department of Revenue and Finance be and he is hereby directed to make refund as herein ordered.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Charles Shankroff, on October 10, 1939, redeemed Tax Sale Certificate No. 26195, which was acquired by the City on October 30, 1934, on the property at the corner of Court and Broome Streets, being Block No. 2504, Lots 29 and 46, and upon redemption thereof was charged \$10.00, Attorney's fee, as a part of the cost thereof; and

WHEREAS, the said Charles Shankroff has petitioned the Board of Commissioners for the refund of the said sum of \$10.00, on the ground that such fee of \$10.00 is an illegal charge, for the reason that the aforesaid charge was for the payment of an attorney who was not legally engaged for the purpose of performing legal services for the City, not having been authorized by the Corporation Counsel as in law required; and

WHEREAS, it is the opinion of the Corporation Counsel that the said sum of \$10.00 should be refunded, in which opinion the Board of Commissioners concurs;

THEREFORE BE RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of \$10.00 be and is hereby appropriated to Charles Shankroff for

the purpose of refund of the said sum in the matter aforesaid, and for the reason stated; and the Director of the Department of Revenue and Finance be and is hereby directed to pay the said sum of \$10.00 to Charles Shankroff.

M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: For the purpose of the record, I offer this resolution which now bears the signatures of myself and Director Pearce R. Franklin. This resolution has been submitted to the entire Commission, which included Director Byrne and Director Murphy, for the third consecutive time, and they have refused to sign it.

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioner Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

WHEREAS, at a conference of the Board of Commissioners, held on February 21, 1940, Mr. Charles Shankroff, of 80 Court Street, Newark, presented a petition in which he asked for the refund of erroneous and illegal charges collected in connection with certain tax sale certificates held by The City of Newark, copy of which petition is attached hereto and made a part hereof. The gist of Mr. Shankroff's complaint is that he was compelled to pay Ten dollars (\$10.00) in costs in connection with the redemption of a tax sale certificate, which Ten Dollars (\$10.00) represented a fee for legal services rendered by one Mr. Garrigan, an attorney, who apparently had been authorized by the Director of the Department of Revenue and Finance to proceed to foreclose for the City the tax lien held by the City under the said tax sale certificate; and

WHEREAS, it is the opinion of the Corporation Counsel that the employment of attorneys by the Director of the Department of Revenue and Finance for the purpose of foreclosing tax certificates is contrary to law, the statute providing that the Corporation Counsel is the attorney for the City in all such matters;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby notified that the employment of attorneys for the purpose of foreclosing tax sale certificates held by the City, or doing any legal work in connection therewith, is contrary to law, and that the appointment of such attorneys without the consent of the Corporation Counsel is illegal and no compensation can legally be paid to such attorney or attorneys who are illegally engaged for the said work; and, consequently, charges for such services of such illegally appointed attorneys may not properly be made a part of the cost chargeable against the taxpayer on redemption of the tax sale certificate; and

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be and he is hereby directed to furnish to the Corporation Counsel the names of all attorneys who have been authorized by him to furnish any services in connection with the foreclosure of tax sale certificates held by the City of Newark, and upon receipt of that information the Corporation Counsel be and he is hereby directed to give notice to the said attorneys that they have no authority to represent The City of Newark in any matters involving legal work or legal proceedings in relation to said tax sale certificates, and that they have no authority to retain in their possession any tax sale certificates or any memorandum which constitutes records of The City of Newark; and that

they are directed to return the said certificates and other records of The City of Newark immediately to the City files, and are further noticed that they are not entitled to any compensation for any services furnished by virtue of any such appointment or appointments illegally made as aforesaid.

M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: For the purpose of the record I offer this resolution which now bears the signatures of myself and Director Pearce R. Franklin. This resolution has been submitted to the entire Commission, which included Director Byrne and Director Murphy, for the third consecutive time, and they have refused to sign it.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

The City Clerk: For a hearing to be held today there is the application of Simon Ameling for renewal of permit for automobile parking station at 15 South Sixth Street.

Commissioner Franklin offered the following resolutions:

WHEREAS on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Simon Ameling
(Estate of Fred Kilgus, owner);
for the renewal of permit for auto-

mobile parking station; premises 15 South Sixth Street; such use to be limited to the period of two years ending March 13, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: This comes up in the regular course. Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sigurd Landgraff (Hans Olsen, owner); for the establishment and operation of an automobile parking station for customers in a 2nd business district; premises 213½-215 Bloomfield Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be lim-

ited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the application of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein: Were there any objectors on that?

Mr. Russell Rankin, (Secretary, Board of of Adjustment): No objectors, Mr. Mayor.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John H. Carlo & Sons, Inc., owner; for the storage and baling of paper stock and garage for owner's trucks in a 1st industrial district; premises 443-459 New Jersey Railroad Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin. Murphy, Mayor Ellenstein.

The City Clerk: There is referred to this Board for a hearing date to be set one week from today from Russell B. Rankin, Secretary of the Board of Adjustment, three matters, two of which are renewals and can be disposed of at this time under suspension of rules. On the third one, I think there were no objectors and there is a request from the applicant for a suspension of rules.

Mayor Ellenstein: I will entertain a motion for the suspension of the rules in those three cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., April 2, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

89 Park Avenue; Hospital and Home for Crippled Children, owner; in a 1st business district the construction of nurses' home beyond the required setback line; (No objectors);

*40 Commerce Street; Sol Kornfeld; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 10, 1941;

*468 Broadway, Stohler Auto Electric; renewal of permit for gasoline, motor oil and battery station; such use to be limited to the period of one year ending March 15, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of April 3, 1940.)

Received, copy to be sent to each Commissioner.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Hospital and Home for Crippled Children, owner; for the construction of nurses' home beyond the required setback line in a 1st business district; premises 89 Park Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sol Kornfeld (Baime Brothers, owners); for the renewal of permit for automobile parking station; premises 40 Com-

merce Street; such use to be limited to the period of one year ending March 10, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Stohler Auto Electric (Elizabeth Glennon, owner); for the renewal of permit for gasoline, motor oil and battery station; premises 468 Broadway; such use to be limited to the period of one year ending March 15, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark,

that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move that we dispense with the reading of the five resolutions on the reassigning of the various divisions, as they have been heard by the Commissioners many times, but that the resolutions be recorded and that the vote on the resolutions be recorded.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark, that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any

statute, charter or ordinance relating to the:

Keeping or records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationery Division;

Division of Central Purchase;

be and the same are hereby distributed into the Department of Parks and Public Property and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationery Division;

Division of Central Purchase;

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

On roll call; Commissioner Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works and the Director of the Department of Public Works is hereby vested with all of the powers authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers & Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound.

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute,

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Ellenstein voted no.

Mayor Ellenstein: The resolution

having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the
Billing, Collection and Auditing func-
tions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties
now or heretofore imposed by law
with respect thereto, (except the
housing and maintenance of all real
and personal property connected
therewith).

Vincent J. Murphy

Commissioner Murphy: I move its
adoption.

On roll call: Commissioners Byrne
and Murphy voted aye; Commissioner
Franklin and Mayor Ellenstein vot-
ed no.

Mayor Ellenstein: The resolution

having received but two votes is de-
clared not carried.

The next order of business is to
continue voting on the question of
filling the vacancy existing on the
City Commission. Are there any pre-
sentations?

Commissioner Franklin: James Pel-
lecchia, Jr.

Mayor Ellenstein: Director Frank-
lin presents the name of James Pel-
lecchia, Jr. As many as are in favor
of James Pellecchia, Jr. being chos-
en to fill the vacancy will signify by
saying aye, contrary no, and the
Clerk will call the roll.

On roll call: Commissioner Frank-
lin and Mayor Ellenstein voted aye;
Commissioners Byrne and Murphy
voted no.

Mayor Ellenstein: Mr. Pellecchia
having received but two votes is de-
clared not elected.

Are there any other presenations?

Commissioner Byrne: Thomas F.
Guthrie.

Mayor Ellenstein: Director Byrne
suggests the name of Thomas Guth-
rie. As many as are in favor of
Thomas Guthrie being chosen to fill
the vacancy will signify by saying
aye, contrary no, and the Clerk will
call the roll.

On roll call: Commissioner Byrne
voted aye, Commissioners Franklin,
Murphy and Mayor Ellenstein voted
no.

Mayor Ellenstein: Mr. Guthrie hav-
ing received but one vote is declared
not elected.

Are there any other presentations?

I present the name of Louis R
Mazzei. As many as are in favor of

Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner ~~Franklin~~ and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by say-

ing aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: I move that we adjourn.

Mayor Ellenstein: I present the name of Frank Cozzoline. As many as are in favor of Mr. Frank Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner ~~Franklin~~ and Mayor Ellenstein voted aye; Commissioners ~~Byrne and Murphy~~ voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Murphy: I move that we adjourn.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOS M. BYRNE JR.
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 10, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioner Byrne, Franklin, Murphy, Mayor Ellenstein; Acting Director Keenan.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: If there is no objection we will proceed with the resolutions pertaining to the Budget.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Budget for the City of Newark for the year 1940 was approved on March 6, 1940; and

WHEREAS, said Budget was amended by resolutions adopted April 3, 1940; and

WHEREAS, the Commissioner of

Local Government has ordered certain changes in the said Budget;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the changes as ordered by the Commissioner of Local Government be and the same are hereby accepted and approved; and

BE IT FURTHER RESOLVED, That the following statements of revenues and appropriations shall constitute the local budget for the year 1940.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Explanatory Statement in the 1940 Budget be revised as follows:

LOCAL BUDGET EXPLANATORY STATEMENT

The 1940 Budget estimate requires that \$37,749,140.30 be raised by taxation as compared with \$37,713,681.15 for the preceding year as shown in the following tabulation:

	1940	1939
Total Budget Appropriations.....	\$48,981,250.53	\$44,101,815.15
Total Anticipated Revenues	17,400,319.76	14,764,342.59
Excess of Appropriations over Revenues	31,580,930.77	29,337,472.56
Reserve for Uncollected Taxes	6,168,209.53	8,376,208.59
Amount to be Raised by Taxation.....	\$37,749,140.30	\$37,713,681.15

Our Miscellaneous Revenue anticipations for 1940 include \$3,164,890.97 for gross receipts and franchise taxes, in accordance with statutory provisions.

Our Special Revenues include \$1,-375,000.00 from the State Financial Assistance Commission to be applied to Emergency Note Repayment and various surplus accounts totalling \$1,-845,335.00.

The decrease in anticipations from delinquent taxes this year is partly the result of a reduction in the amount of outstanding delinquent taxes and partly the result of a decrease in the personal property tax collection percentage, offset to some extent by an increase in the real estate delinquent tax collection percentage.

The net collection percentage for current taxes was increased to 83.6% in 1939 from 77.8% in 1938. The improved collection percentage is responsible for the decrease of \$2,207,-999.06 in the Reserve for Uncollected Taxes.

The 1940 budgetary appropriations of the five City Departments are \$591,285.27 greater than in 1939 after eliminating the direct relief appropriations.

The mandatory appropriation for Debt Service requires an increase this year of \$114,882.58. The Local School requirement has been increased \$475,000.00.

The tax rate includes 33 points by reason of the reduction in ratables of \$50,700,125.00 due to the Equalization and Revaluation Program. This increase in the tax points will, in the majority of cases, be offset by the decrease in ratables.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the appropriation for Dedicated Revenues in the 1940 Budget under the caption Weights and Measures in the amount of \$2,936.50 be designated as

Personal Services\$2,936.50

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of The City of Newark that the appropriation in the 1940 Budget for Dedicated Revenues under the caption Shade Tree in the amount of \$1,203.98 be designated as

Personal Services\$400.00
Other than Personal Services.... 803.98

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge and improve the water supply system established and operated by said City by the construction of a tunnel and forty-eight inch steel aqueduct in and under North Sevneth Street and under the Delaware, Lackawanna & Western Railroad tracks, and the erection of a chlorine treatment plant and building on Valley Road in Montclair, and by reconstructing the thirty-six inch cast iron pipe line between the Belleville

Reservoir and the Bloomfield Avenue Tower, and the sixty-inch steel pipe line extending from the east portal of the Cedar Grove Reservoir Tunnel to Grove Street in Montclair; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred and Sixty Thousand Dollars (\$160.00); (b) Four Thousand Dollars (\$4,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; (c) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expense, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Sixteen Thousand Dollars (\$16,000.00); and (d) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred and Fifty-six Thousand Dollars (\$156,000).

Section 3. It is hereby determined and stated that not less than Four Thousand Dollars (\$4,000) of the sum appropriated to meet down payments on capital improvements in the budget adopted for said City for the fiscal year beginning January 1, 1940, is available for said purpose, and said sum of Four Thousand Dollars (\$4,000) is hereby appropriated to said purpose.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred and Fifty-six Thousand Dol-

lars (\$156,000) to be designated "Water Bonds" are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Pond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred and Fifty-six Thousand Dollars (\$156,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds, shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred and Fifty-six Thousand Dollars (\$156,000) and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that April 24, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following Ordinance and moved its adoption on first reading:

The Clerk then read the ordinance at length:

An Ordinance providing for the is-

suance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of the City of Newark proposes to purchase snow removal and street cleaning trucks for the use of The City of Newark; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred Thousand Dollars (\$100,000); (b) Twenty Thousand Dollars (\$20,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Eighty Thousand Dollars (\$80,000).

Section 3. It is hereby determined and stated that not less than Twenty Thousand Dollars (\$20,000) of the sum appropriated to meet down payments on capital improvements in the budget adopted for said City for the fiscal year beginning January 1, 1940, is available for said purpose, and said sum of Twenty Thousand Dollars (\$20,000) is hereby appropriated to said purpose.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Eighty Thousand Dollars (\$80,000), to be designated "Equipment Bonds" are

hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Eighty Thousand Dollars (\$80,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds, shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental

Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Eighty Thousand Dollars (\$80,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that April 24th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the vacation of all that part of North Fourth Street, also known as Branch Brook Place, as the same is laid out 60 feet wide on Map of Property of Forest Hill Realty Company, made March, 1907, Lehlbach Brothers, Newark, N. J., thirty feet in width between the center line and the easterly side line of said street, and extending from the northerly line of Verona Avenue northerly to a line parallel to and distant 449.30 feet measured northerly at right angles from said northerly line of Verona Avenue.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That all that part of North Fourth Street, also known as Branch Brook Place, as the same is laid out 60 feet wide on Map of Property of Forest Hill Realty Company, made March, 1907, Lehlbach Brothers, Newark, N. J., thirty feet in width between the center line and the easterly side line of said street, and extending from the northerly line of Verona Avenue northerly to a line parallel to and distant 449.30 feet measured northerly at right angles from said northerly line of Verona Avenue shall be vacated as a public street or highway.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1446-V, dated April 9, 1940. Under and by virtue of the provisions of Section 1, sub-division (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto. R.S. 40: 67-1b.

Section 2. That this ordinance shall take effect immediately and all ordi-

nances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that April 24th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark and providing for the licensing thereof, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move that action on this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance

to amend an ordinance entitled: "An Ordinance to amend Section 4, of an ordinance entitled: 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in The City of Newark,' adopted July 1, 1931," adopted September 14, 1938, which was introduced on information March 20th.

Commissioner Franklin: I move that action in this matter be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require the employment of workers at prevailing wage and upon an eight hour day basis upon all contracts of the City of Newark for services or for purchase, furnishing or delivery of any material or supplies of any nature, introduced on information April 3rd, and stated that today was the time fixed for a public hearing on same.

Commissioner Franklin: I move that action in this matter be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance requiring the Union label on all stationery and printing, and stated that today was the time fixed for a public hearing, the ordinance having been presented for information April 3rd.

Commissioner Franklin: I move that action in this matter be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, That the sum of Two Thousand Two Hundred Ninety-nine Dollars and Forty-two Cents (\$2,299.42) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Overpayment	
Comptroller	\$1,353.68
W.P.A. Tax Revaluation	
Project No. 7185-D Sub A-6	945.74
	<hr/>
	\$2,299.42

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Thirty-one Thousand, Two Hundred Seventeen Dollars and Fifty-four Cents (\$31,217.54) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

License Division	\$ 657.35
Police Division	17,795.97
Reserve for Liabilities	
(Police Division)	4,715.22

Reserve for Liabilities, WP	
A, (Police Division)	2,359.00
Reserve for Liabilities	
(Fire Division)	5,700.00
	<hr/>
	\$ 31,217.54

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Thirty-six Thousand Fifty-three Dollars and Sixty-three Cents (\$36,053.63) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor Department..	\$ 8.00
Newark City Hospital	26,570.63
Newark City Hospital	3,344.22
Newark City Hospital	
(WPA Project 5410-7)	477.01
Newark City Home	2,677.05
Newark City Home	
(Reserve for Liabilities)	511.71
Newark Convalescent Hos-	
pital	2,465.01
	<hr/>
	\$ 36,058.63

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Fifty-six Dollars and Sixty-six Cents (\$556.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA
Project 5358-7)\$416.66
Sewer Construction (WPA
Project 6951-7) 140.00
\$556.66

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Dollars and Sixty-eight Cents (\$3.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

National Youth Administration
(Hallowe'en Celebration
Project 92-3E-41A)\$3.68

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eighty Dollars and Seventy-three Cents (\$380.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 27, 1940:

House Sewer Connections \$380.73

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Seventy Dollars (\$570.00) be and the same hereby is

appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period February 15th-March 31st, 1940, both incl.:

Bureau of Streets\$570.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Twenty-three Dollars and Seventy-five Cents (\$323.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$216.26
Streets	13.50
Motors	22.59
Sewers	7.00
Toy Mending	
(WPA Project 7050-0)	18.13
City Planning	
(WPA Project 7215-0)	8.24
Public Lighting	5.00
Industrial Commission	16.00
Newark Airport	17.03
	<hr/>
	\$323.75

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the \$250,000 Bond Anticipation Note of the City of Newark, dated January 19, 1940, payable April 19, 1940, issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on December 27, 1939, is outstanding, and there are no funds in the City Treasury which are available for payment of said note, and the Board of Commissioners desires to renew said note as hereinafter provided: NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Resolve as follows:

Section 1. For the purpose of renewing said outstanding \$250,000 Bond Anticipation Note dated January 19, 1940, payable April 19, 1940, three shall be issued pursuant to the Local Bond Law of New Jersey, a note of The City of Newark of the aggregate principal amount of \$250,000 to be designated "Bond Anticipation Note." Said note shall be dated the 19th day of April, 1940, and shall be payable the 19th day of July, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Said note shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by

the City Clerk, and said officers are authorized to execute said note and to issue said note in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note, and that said note is without every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note not determined by this resolution, and also the power to sell said note, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note in the manner provided by law.

Section 4. Said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturing of said note sold pursuant to this resolution at the meeting of said Board of Commissioners next succeeding the sale of such note.

Section 5. All moneys borrowed by the issuance of said note shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$250,000 Bond Anticipation Note dated January 19, 1940, payable April 13, 1940.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

The following communication was received and read:

GOLDMAN, SACHS & CO.
30 Pine Street
New York

April 8, 1940.

Board of Commissioners of
The City of Newark, New Jersey.

Gentlemen:

The undersigned is the holder of the following outstanding bonds of The City of Newark, dated March 1, 1930, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on March 1st and September 1st, and consisting of fifty bonds of the denomination of \$1,000 each, reciting that they are issued pursuant to ordinances adopted by the Board of Commissioners on the 29th day of January, 1930, viz.:

- (1) \$25,000 Port Newark Improvement Bonds, consisting of twenty-five bonds numbered from 1136 to 1160, inclusive, payable on March 1, 1956;
- (2) \$24,000 City Railway Construction Bonds, consisting of twenty-four bonds numbered from 581 to 604, inclusive, payable March 1, 1957;
- (3) \$1,000 Water Bond, numbered 1385, payable March 1, 1957.

The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto.

We hereby request, that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered.

ed, to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Goldman, Sachs & Co.
Donald S. McFadden.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of the City of Newark hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bond should be issued in coupon form but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the City Controller be and he hereby is authorized to issue new coupon bonds of the same form and tenor, in exchange for the following outstanding bonds of The City of Newark, which bonds are dated March 1, 1930, bear interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 1st and September 1st, and consist of fifty bonds of the denomination of \$1,000 each, issued on or about their date pursuant to ordinances adopted by the Board of Commissioners of said City on the 29th day of January, 1930, viz.:

- (1) \$25,000 Port Newark Improvement Bonds, consisting of twenty-five bonds, numbered 1136 to 1160, inclusive, payable March 1, 1956.
- (2) \$24,000 City Railway Construction Bonds, consisting of twenty-four bonds, numbered from 581 to 604, inclusive, payable March 1, 1957.
- (3) \$1,000 Water Bond, numbered 1385, payable March 1, 1957.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City now in use to each of said bonds and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 10th day of April, 1940, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and therefore converted into a fully registered bond

FURTHER RESOLVED, That no bond shall be issued pursuant to this

resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

IRA HAUPT & CO.
39 Broadway,
New York.

April 8, 1940.

The Board of Commissioners of the
City of Newark, New Jersey.

Gentlemen:

The undersigned is the owner and holder of the following outstanding bonds of the City of Newark, New Jersey, dated December 15, 1927, bearing interest at the rate of four and one-quarter (4½%) per annum, payable semi-annually on June 15th and December 15th, and consisting of forty-five bonds of the denomination of \$1,000 each, reciting that they are issued pursuant to ordinances duly adopted by the Board of Commissioners of The City of Newark on November 1, 1937, viz:

- (1) \$34,000 Port Newark Improvement Bonds, consisting of thirty-four bonds, numbered from 646 to 679, inclusive, payable December 15, 1949.
- (2) \$11,000 Public Improvement Bonds, consisting of eleven bonds, numbered from 658 and 665, inclusive, and from 668 to 670, inclusive, payable December 15, 1949.

The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of the Conversion Certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted at the expense of the undersigned into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Ira Haupt,
Investment Department.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of the City of Newark hereinafter described, a resolution was duly adopted by the governing body of said City, providing for that said bonds should be issued in coupon form but should be registered as to both principal and interest, and each of said bonds has since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED, By the Board

of Commissioners of the City of Newark, that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the following outstanding bonds of the City of Newark, which bonds are dated December 15, 1927, bear interest at the rate of four and one-quarter per centum (4 $\frac{1}{4}$ %) per annum, payable semi-annually on June 15th and December 15th, and consist of forty-five bonds of the denomination of \$1,000 each, issued on or about their date pursuant to ordinances adopted by the Board of Commissioners of said City on the 1st day of November, 1927, viz.:

- (1) \$34,000 Port Newark Improvement Bonds, consisting of thirty-four bonds, numbered from 646 to 679, inclusive, payable December 15, 1949.
- (2) \$11,000 Public Improvement Bonds, consisting of eleven bonds, numbered from 658 to 665, inclusive, and from 668 to 670, inclusive, payable December 15, 1949.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized to affix the corporate seal of said City now in use to each of said bonds and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical

in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 10th day of April, 1940, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Board of Commissioners of Assessment for Local Improvements did on February 3rd, 1910, sign a Benefit Report for direct and prospective assessments for the East Branch Intercepting Sewer, Section No. 2, and said report was confirmed by the Circuit Court on February 11th, 1910; and,

WHEREAS, said Report contained prospective assessments against Block 2385, Lot 40 in the amount of \$485.00 and Block 2384, part of Lot 10, in the amount of \$460.00; and,

WHEREAS, subsequent to said report these lots were divided into smaller plots, and the aforementioned prospective assessments apportioned as to the actual benefit received, said

benefits amounting to \$825.52 and also having been made collectible, and

FURTHER, that the City of Newark did also subsequent to said report, take portions of these plots for the opening of Roanoke Place by Resolution No. 7572 dated March 13th, 1928, and that the prospective assessments against the land used for street purposes amounted to \$119.48;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that said sum of \$119.48 now listed as prospective assessments against Block 2385, Lot 40, and Block 2384, part of Lot 10, be and the same is hereby cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Vincent J. Murphy, Director of the Department of Revenue and Finance, submits that there are open of record on parcels of property owned by Newsted B. & L. Association, Liquidating Corp., known as Block 3084, Lot 19, the following:

No. 871—Grading, Curbing and Flagging, Confirmed March 6th, 1909	\$321.06
No. 783—Lyons Avenue District Sewer, Confirmed February 2nd, 1907	378.00
	<u>\$699.06</u>

and,

WHEREAS, On June 10, 1913, under certificate No. 9212, the following delinquent assessments were sold to the City of Newark:

Fabyan Pl. Paving, May 29, 1909	\$ 382.00
Lyons Ave. Dist. Sewer, February 2, 1909, half	755.00
J. Outlet Sewer, February 2, 1907	193.21
Schley St. G. C. & F. Mar. 6, 1909	321.06
	<u>\$ 2,152.27</u>

Advertising	4.00
Interest to June 10, 1913....	884.65

Sold to City June 10, 1913 \$ 3,040.92

and,

WHEREAS, on December 5, 1917, under W 59, page 395, of the Essex County Registerar's Office, said parcel was deeded to the City of Newark, from E. Earl Moody, Comptroller of the City of Newark to the Mayor and Common Council for the consideration of \$3,040.92; and

WHEREAS, on December 2, 1916, the City of Newark, a municipal corporation, deeded to the Park Construction Company the said parcel, the consideration being \$1,330.00; which said consideration represented the following payments:

Lyons Ave. Dist. Sewer \$	378.00
Interest	218.25
1913 Taxes	105.04
Interest	41.56
1914 Taxes	108.16
Interest	34.14
1915 Taxes	118.56
Interest	27.29
1916 Taxes	127.40
Interest	19.85
1917 Taxes	140.40
Interest	10.65

Paid by Park Construction Company\$1,330.00; and

WHEREAS, the two items in question, viz: Curbing, Grading and Flagging for \$321.06, and the Lyons Avenue District Sewer, in the amount of

\$378.00, should have been cancelled of record when the property was conveyed to the Park Construction Company, by the City of Newark, on December 2, 1918;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the two aforesaid items erroneously outstanding against the property of the Park Construction Company, known as Block 3084, Lot 19, 208-210 Fabian Place, Newark, in the amount of \$699.06, be and the same is hereby cancelled, and the Comptroller of the City of Newark be and he is hereby authorized and directed to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in 1931, the State Highway Commissioner of the State of New Jersey, in connection with the project and construction of Route 21, in the City of Newark, did purchase from the Industrial Investment Company portions of the following properties located in the City of Newark:

1244 Broad Street;

35 Tichenor Street;

413 Mulberry Street;

210-218 New Jersey Railroad Avenue; and,

WHEREAS, said State Highway Commission and the City of Newark on October 3, 1932, did enter into a certain agreement, by virtue of which each party agreed to pay one-half of

the cost of the right of way and all costs incident to the acquisition of the right of way of Route 21 between Poinier Street and Lafayette Street, in the City of Newark; and,

WHEREAS, a controversy did ensue between said parties with respect to the amount due from the City to the State Highway Commission, in accordance with said agreement, as the result of which certain tax items for the year 1931, including charges against portions of the properties purchased from Industrial Investment Company, previously referred to herein, were not adjusted and at the present time remain open and unpaid on the books of the City; and,

WHEREAS, On April 19, 1939, the Board of Commissioners of The City of Newark did compromise said controversy by the adoption of a resolution authorizing the consummation of an agreement bearing the same date, between the City of Newark and State Highway Commission, in the matter of the settlement for the sum of \$750,000, of the claim of State Highway Commission against the City of Newark, in the amount of \$2,317,-375.97, allegedly due to said State Highway Commission, by reason of the aforesaid agreement between State Highway Commission and the City of Newark, dated October 3, 1932; and,

WHEREAS, the Law Department of the City of Newark is of the opinion that said compromise and settlement of April 19, 1939, discharged the claim of the City against said State Highway Commission, for said 1931 taxes against the properties herein referred to;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Comptroller of the City of Newark be and he is hereby authorized and directed to cancel from the records of his office open and unpaid tax items on the following accounts

Block 911, Lot 6, 1244 Broad Street; year of tax, 1931; amount \$87.56.

Block 902; lot 21; 35 Tichenor Lane; year of tax, 1931; amount \$12.94.

Block 890; lot 29; 413 Mulberry Street; year of tax, 1931; amount \$7.96.

Block 887; lot 6, 210-218 N. J. Railroad Avenue; year of tax, 1931; amount \$919.38.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in 1931, the State Highway Commission of the State of New Jersey, in connection with the project and construction of Route 21, in the City of Newark, did purchase from the A. J. M. Holding Co., part of property located in the City of Newark, as follows:

Block 895, lot 14, location 55 Tichenor Street;
and,

WHEREAS, said State Highway Commission and the City of Newark, on October 3, 1932, did enter into a certain agreement, by virtue of which each party agreed to pay one-half of the cost of the right of way and all costs incident to the acquisition of the right of way of Route 21 between Poinier Street and Lafayette Street in the City of Newark; and,

WHEREAS, a controversy did ensue between said parties with respect to the amount due from the City to the State Highway Commission, in accordance with said agreement, as the

result of which certain tax items for the year 1931, including charges against portions of the properties purchased from A. J. M. Holding Co., previously referred to herein, were not adjusted and at the present time remain open and unpaid on the books of the City; and,

WHEREAS, on April 19, 1939, the Board of Commissioners of the City of Newark did compromise said controversy by the adoption of a resolution, authorizing the consummation of an agreement bearing the same date between the City of Newark and State Highway Commission, in the matter of the settlement, for the sum of \$756,600, of the claim of State Highway Commission against the City of Newark, in the amount of \$2,317,375.97, allegedly due said State Highway Commission, by reason of the aforesaid agreement between State Highway Commission and the City of Newark, dated October 3, 1932; and,

WHEREAS, the Law Department of the City of Newark is of the opinion that said compromise and settlement of April 19, 1939, discharged the claim of the City against said State Highway Commission, for said 1931 taxes against the properties herein referred to;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Comptroller of the City of Newark be and he is hereby authorized and directed to cancel from the records of his office open and unpaid tax items on the following accounts:

Block 895, Lot 14, 55 Tichenor Street, 1931 Taxes \$55.72.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Adolph Lanza is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation on his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his property personal assessment for 1939; and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 356, Lot 31, 702-704 South 19th Street, Newark, which property was assessed at a valuation of \$13,200.00, tax \$600.60;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Adolph Lanza, be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Oscar P. Werner is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation on his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his personal assessment for 1939, and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 846, Lot 15, 22-24 Tiffany Boulevard, Newark, which property was assessed at a valuation of \$1,600.00, tax \$72.80;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said Oscar P. Werner be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, V. Libro Sibilia is an honorably discharge veteran entitled to a total annual exemption of \$500.00 from the assessed valuation on his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his property, personal assessment for 1939; and,

WHEREAS, he was on October 1st, 1938 the owner of record of property located at Block 609, Lot 76, 473-475 Clifton Avenue, Newark, which property was assessed at a valuation of \$10,000.00, tax \$455.00;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said V. Libro Sibilia be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption

Vincent J. Murphy
Jos. M. Eyrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Patrick J. Fogarty is an honorably discharged veteran entitled to a total annual exemption on \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his personal assessment for 1939; and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4111, Lot 30, 150-52 Abinger Place, Newark, which property was assessed at a valuation of \$5,200.00, tax \$236.60;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said Patrick J. Fogarty be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William Wackenhuth, Jr. is an honorably discharged veteran entitled to a total annual exemption on \$500.00 from the assessed val-

uation of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his personal assessment for 1939; and,

WHEREAS, he was on October 1st, 1938 the owner of record of property located at Block 2592, Lot 28, 49 Avon Avenue, Newark, which property was assessed at a valuation of \$6,000.00, tax \$273.00;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said William Wackenhuth, Jr. be granted a further exemption or \$400.00, tax \$19.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The City of Newark entered into a lease with the Standard Building Block Co. and the Aetna Realty Company, for certain premises at 88-98 Branford Place, Newark; and

WHEREAS, the Aetna Realty Company, desiring that the rent be paid directly to the Standard Building Block Co., has by resolution adopted by its Board of Directors authorized the City to make payment as aforesaid, a signed copy of which resolution is attached hereto and made a part hereof;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized, in compliance with the attached resolution, to pay to the Standard Building Block Co. all rents due on and after March 1, 1940, in connection with the lease entered into between The City of Newark and the Standard Building Block Co. and the Aetna Realty Company, for the leasing of the premises at 88-98 Branford Place, Newark, New Jersey, as aforesaid.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is filing project application No. 5183A with the Work Projects Administration to provide employment for 60 persons to be taken from the relief rolls of the City, on a Household Workers Training Project, for which Federal funds are requested in the amount of \$51,838.80; and

WHEREAS, in said project application the sum of \$3,000.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, the Excelsior Building and Loan Association of the City of Newark is the owner of the building located at 602 High Street in the City of Newark, which is well suited for the operation of said project, and has agreed to lease said building to the City of Newark.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized, upon approval of said project, to enter into and execute a lease with The Excelsior Building and Loan Association of the City of Newark for the premises hereinbefore described at a rental of \$100.00 per month payable monthly for a period of twelve months, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, it is necessary for the City Clerk to pay for the mailing of the primary sample ballots; and

WHEREAS, it is more economical to mail the primary sample ballots by weight rather than at the regular postage rates; and

WHEREAS, it is necessary that a deposit be made with the Postmaster of the City of Newark, to cover the cost of said mailing;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of Twenty-three hundred dollars (\$2,300.00) be and the same is hereby appropriated to the Postmaster of the City of Newark to cover the cost of mailing primary sample ballots by weight, and

BE IT FURTHER RESOLVED, that the said sum of Twenty-three hundred dollars (\$2,300.00) be charged to the appropriations set forth in the Budget for election expenses.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Uptown Republican Club, Inc., 39 Holland Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Club License, and did deposit with the Clerk of the said Board the sum of Forty-seven dollars and four cents (\$47.04) at the time of the filing of said application, on March 11th, 1940; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on March 21st, 1940, issued the said license (CB-54) to the said Uptown Republican Club, Inc.; and

WHEREAS, the said Uptown Republican Club, Inc., is now entitled to a refund of Five dollars and twelve cents (\$5.12);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of Five dollars and twelve cents (\$5.12) be and the same is hereby ordered paid to the said Uptown Republican Club, Inc., and the Director of the Department of Revenue and Finance of the City of Newark is hereby authorized and directed to return to the said Uptown Republican Club, Inc., the said sum of five dollars and twelve cents (\$5.12).

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Affairs be, and he is hereby, authorized to advertise for sealed proposals for the construction of Section 2 of the Seventh Street Aqueduct consisting of Tunnel and 48-inch Steel Pipe under the D., L. & W. Railroad in the City of Newark, Essex County, New Jersey.

Bids shall be received at the office of the Chief Clerk of the Department of Public Affairs at such time and on such date as said Director shall, in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the repainting of Three hundred fifty beds at the Newark City Alms House of the Department of Public Works.

Bids to be received on such date

and at such time as the Director shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the miscellaneous laundry work at the Municipal Lodging House, Department of Public Welfare, of the Department of Public Works.

Bids to be received on such date and at such time as the Director shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that sealed proposals received by the Department of Central Purchase on April 9, 1940, for furnishing labor and materials necessary to alterations to Elevator in Bureau of Health Building, Department of Public Works, be and the same hereby are rejected; therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and di-

rected to advertise for sealed proposals for said elevator alterations.

Bids to be received on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing Portland cement, broken stone, refined tar cement, mineral filler, City Highway bason heads and asphalt filler, all for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7149 dated March 27, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

KASTWELL FOUNDRY COMPANY,
Newark, N. J.

(Public Safety)

Approx. 30 Police and Fire Box Pedestal Iron Castings, total weight 9,240 lbs @ .09 lb.

Approx. 60 cast iron doors for pedestals @ \$1.75 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce L. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the eligible list promulgated by the Civil Service Commission as the result of a promotional examination held for the position of Clerk in the salary range \$2,501-\$3,000 per annum, expires April 13, 1940; and

WHEREAS, twelve employees have successfully passed this examination, and the Civil Service Commission have certified their names as being eligible for appointment to the position of Clerk in the salary range of \$2,501-\$3,000 per annum; and

WHEREAS, it is deemed equitable that these men should be promoted to the first increment above the minimum of the grade in order that it will not be necessary for them to take an additional examination for promotion out of their present grade; and

WHEREAS, with one exception, all of these men may be promoted from their present grade into the next grade with a salary range of \$2,501-\$3,000 per annum, with an additional increment not exceeding \$150.00 in two cases, and not exceeding \$100 in nine cases; a total of \$1,300.00 per annum;

THEREFORE BE IT RESOLVED, that the following employees in the Department of Public Affairs, Divisions of Water and Motors, be increased in compensation to the amounts set opposite their respective names, effective April 16, 1940:

Name	Bureau	Present Salary	Increased to
Lawrence Oppelt	Water	\$2,400.00 year	\$2,550.00 year
Frank Algayer	Water	2,500.00 year	2,600.00 year
Ernest Hoehing	Water	2,500.00 year	2,600.00 year
Richard Smith	Water	2,500.00 year	2,600.00 year
Victor Schweizer	Water	2,400.00 year	2,550.00 year
Luke Kenney	Water	2,500.00 year	2,600.00 year
Christopher Murray	Motors	2,500.00 year	2,600.00 year
Harry Douglas	Water	2,500.00 year	2,600.00 year

Name	Bureau	Present Salary	Increased to
John Curran	Water	2,500.00 year	2,600.00 year
Frank Loughlin	Water	2,040.00 year	2,140.00 year
Andrew Speary	Water	2,500.00 year	2,600.00 year
Engene Molinelli	Water	2,500.00 year	2,600.00 year

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration Project Application No. 5183-A, to provide employment for 60 persons to be taken from the relief rolls of the City to be employed upon a Household Workers Training Project in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$51,858.80 is contingent upon the expenditure of \$16,250.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$16,250.00 for the purpose aforesaid, when and if the said sum of \$16,250.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution

WHEREAS, by virtue of Section 19:37-1 of the Revised Statutes of the State of New Jersey:

"When the governing body of any municipality or of any county desires to ascertain the sentiment of the legal voters of the municipality or county upon any question or policy pertaining to the government or internal affairs thereof, and there is no other statute by which the sentiment can be ascertained by the submission of such question to a vote of the electors in the municipality or county at any election to be held therein, the governing body may adopt at any regular meeting an ordinance or a resolution requesting the clerk of the county to print upon the official ballots to be used at the next ensuing general election a certain proposition to be formulated and expressed in the ordinance or resolution in concise form. Such request shall be filed with the clerk of the county not later than thirty days previous to the election."

and,

WHEREAS, it is the desire of the Board of Commissioners to ascertain the sentiment of the legal voters of the City of Newark on the question as to the manner in which the City shall finance its contributions on WPA projects;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the

City of Newark, that in conformity with the aforesaid section of the Revised Statutes, the Clerk of the County of Essex be and he is hereby requested to print on the official ballots to be used at the next ensuing general election, the following proposition;

"The Board of Commissioners of the City of Newark desires to ascertain the preference of the legal voters of Newark as to how the City shall finance its share of the costs of WPA projects sponsored by The City of Newark. The voter will indicate his or her preference by marking a cross along side either of the following:

Finance WPA costs for Streets, Sewers, Waterline and other Capital Improvements by appropriation in the Annual Budget.

Finance WPA costs for Streets, Sewers, Waterline and other Capital Improvements by issuance of bonds where and in manner the municipality is by law authorized to issue bonds for financing such work or its contributions to such projects."

IT IS FURTHER RESOLVED, that the City Clerk is directed to deliver a certified copy of this resolution to the County Clerk, for the purposes herein set forth, for the General Election in November, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on January 17, 1940, the Board of Commissioners of the City of Newark, on the recommendation of the Board of Adjustment dated January 9, 1940, adopted a resolution approving the addition of lubricatorium and automobile laundry to present gasoline station on premises 86-88 Nesbitt Street; and

WHEREAS, the applicant, Nathan Brown, was unable to proceed with the construction within the allotted time; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that an extension of three months be granted to the said Nathan Brown for the commencement of the aforesaid work, said extension to expire July 17, 1940.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communications were received and read:

The City of Newark, New Jersey
Meyer C. Ellenstein, Mayor

April 8, 1940.

The Board of Commissioners of
The City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:

Two vacancies existing by reason of the fact that both Mr. William B. Harding and Mr. W. Paul Stillman have been disqualified from serving as members of the Sinking Fund Com-

mission under the provisions of the statute which requires that members shall be "resident taxpayers on real estate," I am, by virtue of the power and authority vested in me under an act of the Legislature of this State, entitled:

An Act concerning sinking funds and sinking fund Commissioners, approved March 29, 1917, and the acts amendatory thereto and supplemental thereto,

by and with the consent of your body, appointing Mr. Samuel H. McIlroy, a resident taxpayer on real estate, a member of the Sinking Fund Commission of the City of Newark to succeed Mr. W. Paul Stillman, for a term expiring January 1, 1943, and Mr. James M. Cavanagh, a member of the Sinking Fund Commission of the City of Newark, to succeed Mr. William B. Harding for a term expiring January 1, 1942.

Respectfully,
M.C. Ellenstein,
Mayor.

Ordered filed.

The City Clerk: There is referred to this Board for a hearing date to be set from the Board of Adjustment, over the signature of Russell B. Rankin, Secretary, five zoning matters, two of which are renewals and can be acted upon today, and in two other instances, Harry A. Smith, 535-543 Orange Street, and Henry C. Brockman, 487-495 Market Street, the applicants have requested a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended on those instances.

Director Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Board of Adjustment

Newark, N. J., April 9, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

272-278 South Twelfth Street;
Lewis L. Ransom; in a 2nd business district the construction and operation of an engine and boiler room for laundry;

487-495 Market Street; Henry C. Brockman; in a 1st industrial district the rebuilding of a gasoline station (enlargement and reconstruction of present gasoline station to include lubritorium and automobile laundry); same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board, the driveways to be not more than eighteen (18') feet wide; such use to be limited to the period of eight years; (No objections);

*342-346 Washington Street (6-10 Pearl Street) Finolene, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending April 2, 1941;

535-543 Orange Street; Harry A. Smith; in a 2nd business district the construction of building beyond the required setback line, (No objections);

*104 Halsey Street; Nicholas Giuliano; renewal of permit for automobile parking station; such use to be limited to the period of one year ending April 28, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(To be heard by Board of Commissioners on April 10, 1940.)

Received, copy to be sent to each Commissioner, and further action postponed to April 17, 1940.

Commissioner Franklin offered the following resolutions.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Henry C. Brockman (Gulf Oil Corporation, owner); for the rebuilding of a gasoline station (enlargement and reconstruction of present gasoline station to include lubritorium and automobile laundry) in a 1st industrial district premises 487-495 Market Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board, the driveways to be not more than eighteen (18') feet wide; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there anybody who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Finolene, Inc. (Chancer Corporation and Alice R. Tucker, owners); for the renewal of permit for automobile parking station; premises 342-346 Washington Street (6-10 Pearl Street); such use to be limited to the period of one year ending April 2, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne. I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Were there any objectors in the last one?

Mr. Russell Rankin: No. This is a renewal.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry A. Smith Estate of Edwin A. Dill and Estate of Catherine G. Murphy, owners); for the construction of building beyond the required setback line in a 2nd business district, premises 535-543 Orange Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicholas Giuliano (The Halsey-Cedar Corp., owner); for the renewal of permit for automobile parking station; premises 104 Halsey Street; such use to be limited to the period of one year ending April 28, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions

WHEREAS, the Work Projects Administration of the State of New Jersey has set aside the week of May 20 to 25 inclusive for the purpose of holding a public exhibition for the display of products produced through the employment of WPA Labor; and

WHEREAS, the City of Newark has been selected as one of the cities in which said exhibition should be held; and

WHEREAS, it is desirable to hold said exhibition in a centrally located building convenient to the public; and

WHEREAS, many persons who are presently employed on WPA projects sponsored by the City of Newark including the Arts and Crafts, Physically Handicapped, Equipment Inventory, Smoke Abatement Survey, Housekeeping Aid, Sewing Room, Museum Extension, Planning Board, and other projects will be employed at the place of the exhibition mentioned herein; and

WHEREAS, the Prudential Insurance Company of America is the owner of the Mosque located at 1020 Broad Street in the City of Newark and is willing to lease the Terrace Room of said building for the purpose of holding the exhibition hereinabove described for the period from May 20 to 25, 1940, inclusive at a rental of \$500.00; although the regular rental for said space is \$1,000.00 the Prudential Insurance Company of America has made a concession in rental of one-half of the regular charge in view of the civic value of this exhibition to the citizens of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with the Prudential Insurance Company of America for the premises hereinabove described at a rental of \$500.00 for the

period of May 20 to 25, inclusive, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs and to approval as to form by the Law Department, said rental to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on March 9, 1939, Philip Garrubo was convicted before the Honorable Carl J. Duveneck, Judge of the First Criminal Court of the City of Newark, on a charge of violating the provisions of an Act of the Legislature of the State of New Jersey, entitled: "An Act to regulate the occupation of barbering, to provide for the licensing of persons to carry on such occupation and to create the State Board of Barber Examiners to provide rules regulating the proper conduct and sanitation of the occupation of barbering for the protection of the public health and to provide penalties for violation thereof," adopted May 18, 1938, being known as Chapter 197 of the Laws of 1938, and upon his conviction paid a fine of twenty-five dollars (\$25.00) under protest, which said fine was deposited with the Treasurer of the City of Newark, (Director of the Department of Revenue and Finance) by the Clerk of the said Court; and

WHEREAS, on or about January 24th, 1940, the aforementioned judgment was set aside by the New Jersey Supreme Court, before which tribunal the matter of the constitutionality of the Act insofar as the section

allegedly violated by the said Garrubo was concerned, and the aforesaid fine of twenty-five dollars (\$25) was ordered to be remitted to the said Philip Garrubo;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to remit and return to the said Garrubo, the said sum of Twenty-five dollars (\$25.) representing the aforesaid fine, in accordance with the decision of the said New Jersey Supreme Court.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark,

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationary Division;

Division of Central Purchase;

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department,

Insurance Fund Commission;	Baths
Housing Authority;	Dog Pound
Printing and Stationary Division;	be and the same are hereby distributed into the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the
Division of Central Purchase;	
and shall perform all of the duties now or heretofore imposed by law with respect thereto.	
Vincent J. Murphy	Relief
Commissioner Murphy: I move its adoption.	Overseer of the Poor
On roll call: Commissioners Byrne and Murphy voted aye Commissioner Franklin and Mayor Ellenstein voted no.	Soldiers and Sailors Aid Bureau
	Camp Newark
	Employment Bureau
Mayor Ellenstein: The resolution having received but two votes is declared defeated.	Municipal Assistance Board
	Labor Relations Board
RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:	Health Bureau
Relief	City Hospital
Overseer of the Poor	Alms House
Soldiers and Sailors Aid Bureau	Home for Boys
Camp Newark	Baths
Employment Bureau	Dog Pound
Municipal Assistance Board	and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.
Labor Relations Board	Vincent J. Murphy
Health Bureau	Commissioner Murphy: I move its adoption.
City Hospital	On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.
Alms House	
Home for Boys	

Mayor Ellenstein. The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing

and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance

is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller
 Treasurer
 Tax Receiver
 Auditor of Accounts
 Board of Assessment and Revision of Taxes
 Board of Assessment for Local Improvements
 Board of Adjustmert
 Sinking Fund Commission
 Billing, Collection and Auditing Division, now in the Water Bureau,
 Martin Act
 Pension Funds
 Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Com-

missioners of the City of Newark, that all the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets
 Street Cleaning
 Refuse Collection
 Sewers
 Water Department, except the Billing, Collection and Auditing functions thereof,
 Airport
 Docks
 Passaic River Waterfront
 Municipal Waterfronts
 Port Newark Development
 Art Commission
 Free Public Library
 Museum
 Board of Education
 Newark Technical School
 District Courts
 City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets
 Street Cleaning
 Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED by the Board

of Commissioners of the City of Newark that Ralph A. Villani be and he is hereby appointed a member of the Board of Assessment and Revision of Taxes of the City of Newark, at an annual salary of Four thousand dollars (\$4,000.); to be paid semi-monthly as other salaries are paid; and the City Clerk is hereby directed to place his name on the payroll.

M. Ellenstein

Pearce R. Franklin

Commissioner Franklin: I move its adoption.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for February, 1940.

Department of Buildings for February, 1940.

Clerk of First District Court for February, 1940.

Clerk of Second District Court for February, 1940.

Superintendent of Alms House for February, 1940.

City Clerk (2) for February, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for February, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for February, 1940.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 1, for February,
1940.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 2, for February,
1940.

Robert J. Beckley, Clerk 3rd Crim-
inal Court for February, 1940.

Elizabeth S. Lewis, Clerk Family
Court, for February, 1940.

City Treasurer for February, 1940.

Comptroller for February, 1940.

City of Newark, New Jersey
Department of Revenue and Finance

March 1, 1940.

To the Honorable
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866" I herewith pre-
sent a statement of the receipts and
disbursements for the month of Feb-
ruary, 1940:

RECEIPTS

Cash on January 31, 1940	\$3,335,564.79	
Received from Compt. February	6,737,576.44	
	<hr/>	\$10,073,141.23

DISBURSEMENTS

By Warrant	\$4,328,048.57	
Without Warrant	12,307.71	
Returned Checks	10,219.14	
	<hr/>	4,350,575.42
Cash on hand February 29, 1940		\$ 5,722,565.81

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance,

By Joseph J. Kroehl.

City of Newark, N. J.

MONTHLY STATEMENT OF CASH COLLECTIONS

Month of February, 1940

Description	Last Year's month Feb. 1939	Collections total to date	% Collected Last Year	This Year's Month Feb., 1940	Collections Total to date	Budget Anticipated This year	% Col. This year
Licenses: Sale of Alcoholic Beverages	\$ 475.00	\$ 940.00	.0015	\$ 645.00	\$ 1,335.00	\$ 623,000.00	.0021
Ice Cream, Plumbing and Refuse...	990.00	4,801.50	.5333	807.00	3,860.50	11,100.00	.3478
All Other Licenses	14,194.24	43,100.88	.3774	10,758.23	39,373.88	116,000.00	.3394
Fees and Permits: Tax Search Fees Building and Electrical Work Permits	600.00	1,270.25	.1805	867.50	1,788.50	8,300.00	.4310
Public Sewer Connection Tap Fees	1,420.99	2,819.53	.0978	1,843.51	5,439.53	31,900.00	.1705
Towels, Soap, Bathing Suits	20.00	30.00	.0226	110.00	1,340.00	2,500.00	.5360
Combustible, Moving Picture, Garage and Miscellaneous Permits	844.32	1,482.48	.0698	993.30	993.30	20,700.00	.0480
Receipts for Patients Treated...	1,240.00	3,292.75	.....	1,250.45	3,723.40	19,400.00	.1920
Valley Sewer Maintenance	2,022.52	3,395.17	.1246	1,624.31	4,044.58	22,600.00	.1790
July and Listing Fees	26,221.33	27,920.66	1.00	.....	1,449.40	27,900.00	.0520
Animal, Chicken, Plumbing Permits	2,927.30	5,825.70	.2821	2,767.25	5,683.60	36,600.00	.1553
Miscellaneous Fees	327.00	928.50	.1296	171.50	1,085.50)	.....	.....
Transcript Fees for Births, Deaths, etc. ....	.....	.....	.....	985.00	1,268.00)	10,000.00	.2354
Fires: Magistrates	626.30	1,285.65	.2196	574.20	1,393.20	5,800.00	.2402
Overdue and Lost Books	6,288.30	11,786.65	.1340	6,183.45	11,459.45	84,500.00	.1356
Interest and Costs on Assess- ments	2,750.05	4,636.24	.2318	1,510.55	3,406.22	21,200.00	.1607
Interest and Costs on Taxes	226.04	459.85	.0440	4,323.23	4,454.14	9,400.00	.4738
	33,896.01	69,908.12	.0806	29,608.69	68,561.35	640,000.00	.1071

Description	Last Year's month Feb. 1939	Collections total to date	% Collected Last Year	This Year's Month Feb., 1940	Collections Total to date	Budget Appropriations This year	% Col This year
State and Other Aid: Gas Tax							
Refund	2,524.44	4,932.12	.2437	2,455.53	4,790.22	27,000.00	.1774
Public Lighting Reimbursement.						5,600.00	
Bill Board Tax	2,511.00	2,511.00	1.00	3,285.55	3,285.55	2,900.00	1.1330
Franchise and Gross Receipts Taxes of 1938							
Franchise Taxes of 1939	1,081.46	1,081.46	.0016	77.10	77.10	375,753.74	.0002
Gross Receipts Taxes of 1939				1,095.39	1,095.39	685,513.00	.0016
Bus Receipts Tax:						710,391.00	
5% Trolley							
Jitney Tax	24,821.73	46,949.39	.2059	21,042.85	43,526.06	21,300.00	
Leases and Rentals:						253,400.00	.1718
City Owned Property	10,334.33	22,852.00	.1545	11,515.16	24,640.32	162,500.00	.1516
Rent: Army Base	8,333.33	16,666.66	.1667	8,333.33	16,666.66	100,000.00	.1667
Rent: City Railway						120,000.00	
Reimbursement: Lighting Inspect- ors' Salary					1,500.00		
Real Estate "Pegular"	421,662.23	883,723.54		405,023.92	885,338.34		
Personal Arrears:	60,436.48	116,729.03	.1652	35,000.81	70,491.09	4,541,036.98	.2105
Tax Title Liens: Real Estate Taxes	14,747.18	49,679.35	.0720	24,373.67	56,881.42	489,512.00	1366
Interest and Costs:							
Lien Certificates	331.26	331.26		1,544.29	4,347.89		
Special Items of General Revenue:							
1939 Tax Credit Refund account					413.25		
Leases and Rentals of City							
Owned Property	700.41	1,553.07					
Smoke Abatement Fees	143.00	143.00					
Zoning Board Fees	150.00	150.00					
Law Dept. Duplicate Check		32.80					
Foreclosed Property Rents	85.00	85.00					

Description	Last Year's month Feb. 1939	Collections total to date	% Collected Last Year	This Year's Month Feb., 1940	Collections Total to date	Budget Appropriations This year	% Col. This year
U. S Health Sanitation account .....	.....	.....	.....	1,775.00	1,775.00	.....	.....
Current Tax Collections	4,135,732.65	7,013,179.68	.1860	5,931,015.68	10,081,870.38	36,343,298.61	.2774
Miscellaneous Revenue Not							
Anticipated	784.19	1,442.00	.....	.....	.....	.....	.....
Alms House .....	.....	.....	.....	350.00	426.34	.....	.....
City Home .....	.....	.....	.....	20.00	40.00	.....	.....
Police Department .....	.....	.....	.....	55.95	168.55	.....	.....
Street Cleaning .....	.....	.....	.....	43.34	86.67	.....	.....
Board of Adjustment .....	.....	.....	.....	13.18	13.18	.....	.....
Other .....	.....	.....	.....	.....	12.00	.....	.....
.....	.....	.....	.....	211.89	399.11	.....	.....
Dedicated Revenues:							
1939 County Board Remission.....	.....	.....	.....	22.75	22.75	.....	.....
Newark Airport	9,821.00	19,570.11	.0888	510.23	11,801.00	346,495.00	.0341
Bureau of Water	198,743.64	390,463.69	.1520	189,331.08	406,501.31	2,689,728.04	.1511
Bureau of Docks	4,293.58	12,024.61	.1061	4,733.09	1,622.88	.....	.....
Bureau of Streets	1,384.42	2,332.05	.0243	983.20	2,132.95	69,741.00	.0306
Bureau of Street Cleaning	102.76	1,165.77	.0817	1,441.59	2,172.20	13,938.00	.1559
House Sewer Connections	120.00	4,807.99	.2256	1,034.04	2,170.81	28,706.00	.0756
Outdoor Poor	537.94	1,019.94	.1097	430.00	1,046.00	8,300.00	.1260
Weights and Measures	198.50	198.50	.0719	120.50	120.50	3,200.00	.0377
Bureau of Motors .....	.....	.....	.....	.....	.....	325,828.00	.....
Printing and Stationery .....	.....	329.21	.0071	.....	82.47	125,000.00	.0066
Shade Tree	5.00	56.13	.0281	28.59	70.66	2,000.00	.0353
City Hospital:							
Payroll Credits .....	.....	.....	.....	8.00	27.64	.....	.....
Police Dept. Payroll Credits	16.13	16.13	.....	.....	.....	.....	.....
Administration Relief	74.52	313.57	.....	.....	16.13	.....	.....
200 Washington Street Corp	833.33	1,666.66	.....	833.33	1,666.66	.....	.....

Description	Last Year's month Feb. 1939	Collections total to date	% Collected Last Year	This Year's Month Feb., 1940	Collections Total to date	Budget Appropriations This year	% Col. This year
Henry C. Jones Estate	11.13	1,859.94	.....	11.87	20.08	.....	.....
Redemption of Lien Certificates	18,748.21	34,318.83	.....	5,387.54	14,675.13	.....	.....
U. S Social Hygiene .....	.....	2,150.00	.....	2,150.00	2,150.00	.....	.....
Emergency Relief 1938	841.95	1,774.78	.....	303.46	1,015.51	.....	.....
Emergency Relief 1940 .....	.....	.....	.....	445.84	963.18	.....	.....
Public Schools .....	.....	.....	.....	84.12	152.17	.....	.....
Refunds—Current Taxes	6,828.12	71,783.12	.....	76,505.88	78,036.08	.....	.....
Return Checks—Current Taxes .....	.....	294.44	.....	9,217.78	11,091.74	.....	.....
.....	.....	7,237.39	.....	6,387.95	9,847.93	.....	.....
Regular Assessments:							
Pavings	226.85	497.52	.....	151.89	354.37	.....	.....
Sewers	15.05	26.85	.....	30.25	87.09	.....	.....
Water Ser. Conn. ....	.....	30.53	.....	120.00	120.00	.....	.....
Openings	258.00	261.11	.....	2,405.00	2,500.04	.....	.....
House Sewer Connections	258.91	980.64	.....	239.95	701.80	.....	.....
Shade Trees	15.00	38.00	.....	15.00	20.00	.....	.....
Side Walks	40.46	40.46	.....	29.30	32.04	.....	.....
Miscellaneous Snow Removal	30.59	76.03	.....	.....	.....	.....	.....
Demolition of Building	23.00	23.00	.....	.....	.....	.....	.....
T. T. L. Assessments:							
Pavings	14.77	269.83	.....	3,230.12	3,274.08	.....	.....
Sewers .....	.....	1,621.74	.....	368.00	368.00	.....	.....
Openings	84.20	3,174.70	.....	25.95	97.10	.....	.....
Sidewalks .....	.....	.....	.....	.....	185.63	.....	.....
Water Ser. Conn. ....	.....	308.00	.....	.....	.....	.....	.....

Description	Last Year's month Feb. 1939	Collections total to date	% Collected Last Year	This Year's Month Feb., 1940	Collections Total to date	Budget Appropriations This year	% Col. This year
Other Cash Collections					250,000.00		
Over deposit	1.50			.02	.02		
Totals	\$5,022,975.65	\$8,906,616.56		\$6,818,842.13	\$12,183,650.02		
			Under deposit		1.39		

Vincent J. Murphy,

Director of Revenue and Finance.

Mayor Ellenstein: We will now proceed to filling the vacancy which exists in the City Commission. Are there any presentations?

Commissioner Byrne: Thomas F. Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas F. Guthrie. As many as are in favor of Thomas F. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no and the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present for consideration of the City Commission the name of Louis R. Mazzei. As many as are in favor of Louis R. Mazzei being chosen to fill the vacancy will signify by

saying aye, contrary no and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia being chosen to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

I present the name of Carl Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Judge Ralph A. Villani for the consideration of the

City Commission. As many as are in favor of Mr. Villani being chosen to fill the vacancy will signify by saying aye, contrary no and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Dr. Charles F. Restiano.

Mayor Ellenstein: Director Byrne presents the name of Dr. Charles F. Restiano. As many as are in favor of Dr. Restiano being chosen to fill the vacancy will signify by saying aye, contrary no and the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Restiano having received but one vote is declared not elected.

Are there any other presentations?

Since it is evidently the season for doctors I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Ames Filippone being chosen to fill the vacancy will signify by saying aye, contrary no and the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: While Dr. Filippone has improved over Dr. Restiano,

having received two votes, he is declared not elected nevertheless.

I present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Dr. Angelo Bianchi.

Mayor Ellenstein: Director Byrne presents the name of Dr. Angelo Bianchi. As many as are in favor of Dr. Bianchi being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Bianchi having received but one vote is declared not elected.

Are there any other presentations?
Commissioner Byrne: Mr. Charles R. Hardin.

Mayor Ellenstein: Director Byrne is in a presentation mood today. He presents the name of Mr. Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call. Commissioner Byrne

voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I would like to present the name of Mr. John B. Rooney.

Mayor Ellenstein: Director Byrne presents the name of John B. Rooney. As many as are in favor of Mr. Rooney being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Rooney having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Murphy: I move that we adjourn.

Mayor Ellenstein: The motion to adjourn should embrace the fact that the Commission is meeting on Saturday, April 13, 1940, at twelve o'clock.

Commissioner Murphy: I so move.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 13, 1940.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 12 noon, Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein; Acting Director Keenan.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

STATE OF NEW JERSEY
Department of Local Government

April 11, 1940.

City of Newark

**AMENDED, CORRECTED AND
RESUBMITTED BUDGET**

It is hereby certified that the attached amended, corrected and resubmitted 1940 budget of the City of Newark, County of Essex, complies with all the requirements of R.S. App. A:4-25 and R.S. App. A: 4-26.

Said approval is given under the authority of R.S. App. A:4-27.

It is also certified that the attached

budget complies with the requirements of R. S. 40.2-53.

N. D. Dorsett, Field Supervisor.

For: Walter R. Darby,
Commissioner of Local Government.

**Information relative to certain
changes**

The Explanatory Statement shows a comparison of 1939 and 1940 appropriations. The total budget appropriations of 1939 should be shown as \$44,101,785.92. This will necessitate changing the excess of appropriations over revenues and the amount of be raised by taxation.

Ordered filed.

STATE OF NEW JERSEY
Department of Local Government

April 11, 1940
Trenton

Mr. Harry S. Reichenstein, Clerk,
City of Newark,
County of Essex,
City Hall,
Newark, New Jersey.

Re: City of Newark.

Dear Sir:

One copy of the 1940 amended, corrected and resubmitted 1940 budget of The City of Newark, County of Essex, is enclosed. This budget has been approved.

It is called to your attention that no amendments may be made to this budget without the resubmission of the amended budget to this Department for the required approval of the

Commissioner of Local Government
before adoption.

Very truly yours,

W. J. Blurton, Assistant Supervisor
For: Walter R. Darby
Commissioner of Local Government.

Ordered filed.

Commissioner Murphy offered the
following resolution:

BE IT RESOLVED, By the Board

of Commissioners of the City of New-
ark, County of Essex, that the Bud-
get shall constitute an appropriation
for the purposes stated, of the sums
herein set forth as appropriations and
an authorization of the amount of
Twenty-one Million Eighty-five Thou-
sand Six Hundred Eleven Dollars and
Fifty-seven Cents (\$21,085,611.57) to
be raised by taxation for Local pur-
poses of the municipality, and certifi-
cation to the County Board of Taxa-
tion of the following summary of
general revenues and general appro-
priations.

General Revenues—

Surplus Revenue Appropriated	\$ 3,684,450.57
Miscellaneous Revenue Anticipated	13,715,869.19
Amount to be Raised by Taxation for Local Purposes as shown by Item No. 4 not including School Debt Service	21,085,611.57

School Revenues—

Note: To be used only by Municipalities having Article Six
(VI) School Districts.

Amount to be raised by Taxation for Local School Purposes	9,618,499.75
Total	\$48,104,431.08

General Appropriations—

(a) Administration, Operation and Maintenance	\$16,583,210.40
(b) Contingent	25,000.00
(c) Interest and debt redemption not including School Debt Service	8,261,035.06
(d) Payment of floating debt	
(e) Deficits and Statutory Expenditures	5,251,983.89
(f) Judgments	613.65
(g) Cash Deficits	2,195,878.80
(h) Reserves	6,168,209.53

School Appropriation for Debt Service 1,283,499.75

School Appropriation (To be used only by Article Six (VI)
School Districts as shown by Item No. 18 Other
School Costs

8,335,000.00

Total \$48,104,431.08

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

The Clerk then read the amended,
corrected and resubmitted budget in
full:

LOCAL BUDGET

Local Budget of the City of Newark, County of Essex for the fiscal year 1940.

It is hereby certified that the budget annexed hereto and hereby made a part hereof is a true copy of the budget approved by resolution of the governing body on the 6th day of March, 1940, and as amended by subsequent resolutions.

H. S. REICHENSTEIN,

Clerk.

Certified by me this 13th day of April, 1940.

STATEMENT

(REQUIRED BY REVISED STATUTES-SECTION 40:2-14)

Taxes for--	1940	ACTUAL 1939	ACTUAL 1938
State School	\$ 2,170,084.01	\$ 2,276,975.27	\$ 2,541,920.14
State Soldiers' Bonus Bond	164,761.83	174,330.01	173,190.65
County--			
(a) General County	4,710,183.14	4,796,571.58	4,810,434.48
Local District Schools	8,335,000.00	7,360,000.00	7,930,000.00
Local Purposes	22,369,111.32	.....	.....
(a) As Shown by Budget Less Bank Stock Tax .....	.....	22,539,592.42	25,829,128.40
(b) Bank Stock Tax .....	.....	66,182.64	66,545.51
TOTALS	\$37,749,140.30	\$37,713,651.92	\$41,351,219.18
State Aid:			
(b) Relief Fund .....	.....	3,447,499.00	4,095,919.86
Tax Rate	4.85	4.55	4.61

* Based on ratables of last year reduced by \$90,000,000.00

LOCAL BUDGET EXPLANATORY STATEMENT

The 1940 Budget estimate requires that \$37,749,140.30 be raised by taxation as compared with \$37,713,651.92 for the preceding year as shown in the following tabulation:

	1940	1939
Total Budget Appropriations	\$48,981,250.53	\$44,101,785.92
Total Anticipated Revenues	17,400,319.76	14,764,342.59
Excess of Appropriations over Revenue.....	31,580,930.77	\$29,337,443.33
Reserve for Uncollected Taxes	6,168,209.53	8,376,208.59
Amount to be Raised by Taxation	37,749,140.30	\$37,713,651.92

Our Miscellaneous Revenue anticipations for 1940 include \$3,164,890.97 for gross receipts and franchise taxes, in accordance with statutory provisions.

Our Special Revenues include \$1,375,000.00 from the State Financial Assistance Commission to be applied to Emergency Note Repayment and various surplus accounts totalling \$1,845,335.00.

The decrease in anticipations from delinquent taxes this year is partly the result of a reduction in the amount of outstanding delinquent taxes and partly the result of a decrease in the personal property tax collection percentage, offset to some extent by an increase in the real estate delinquent tax collection percentage.

The net collection percentage for current taxes was increased to 83.6% in 1939 from 77.8% in 1938. The improved collection percentage is responsible for the decrease of \$2,207,999.06 in the Reserve for Uncollected Taxes.

The 1940 budgetary appropriations of the five City Departments are \$591,285.27 greater than in 1939 after eliminating the direct relief appropriations.

The mandatory appropriation for Debt Service requires an increase this year of \$114,882.58. The Local School requirement has been increased \$475,000.00.

The tax rate includes 33 points by reason of the reduction in ratables of \$50,700,125.00 due to the Equalization and Revaluation Program. This increase in the tax points will, in the majority of cases, be offset by the decrease in ratables.

ANTICIPATED REVENUES

	1940	Anticipated 1939	Realized in Cash in 1939
GENERAL REVENUES			
1. SURPLUS REVENUE CASH APPROPRIATED		\$ 548,473.81	\$ 548,473.81
1 (a) SUPPLUS REVENUE NON-CASH Appropriated with Prior Written Consent of Commissioner of Local Gov- ernment	3,684,450.57	543,698.16	538,698.16
2. MISCELLANEOUS REVENUES			
LICENSES:			
For Sale of Alcoholic Beverages	622,817.63	625,751.00	622,817.63
Ice Cream, Plumbing and Refuse	11,100.00	9,002.00	11,169.00
All Other Licenses	116,000.00	114,197.00	116,001.20
FEES AND PERMITS:			
Tax Search Fees	8,300.00	7,036.00	8,360.00
Building and Electrical Work Permits	31,900.00	28,834.00	31,956.61
Public Sewer Connections Tap Fees	2,500.00	1,330.00	2,580.00
Towels, Soap, Bathing Suits	20,760.00	21,231.00	20,790.43
Combustible, Moving Picture, Garage and Misc. Permits	19,400.00	21,178.00	19,491.50
Receipts for Patients Treated	22,500.00	27,253.00	22,643.44
Contributions by City of East Orange--			
Passaic Valley Sewer Maintenance	27,300.00	27,920.66	27,920.66
Jury and Listing Fees	33,500.00	41,298.00	36,674.85
Animal, Chicken, Plumbing Permits and Misc. Fees	10,000.00	7,167.00	10,188.40
Transcript Fees for Births, Deaths, Etc.	5,800.00	5,856.00	5,822.60
Smoke Abatement Bureau Fees	3,400.00	2,421.00	3,456.00
Zoning Board Fees	2,100.00	2,130.00	2,220.00
Farmers' Market Fees	2,900.00	3,200.00	2,950.00

GENERAL REVENUES:

FINES:

Magistrates	84,500.00	87,964.00	84,953.75
Overdue and Lost Books	21,500.00	20,004.00	21,265.05
Interest and Costs on Assessments	9,400.00	10,446.00	9,406.20
Interest and Costs on Taxes	640,000.00	866,824.00	641,329.63

STATE (And Other Aid)

Gas Tax Refund from State	27,000.00	20,242.00	27,122.52
Public Lighting Reimbursement by State Highway Commission	5,600.00	3,191.00	5,633.88
Bill Board Tax as Apportioned by State	2,960.00	2,971.00	2,971.29
State Aid for Relief 1938		2,409,094.00	2,245,867.90
Franchise and Gross Receipts Taxes of 1938		375,769.00	15.26
Franchise Taxes 1939		685,513.00	2,589.09
Gross Receipts Taxes 1939		710,391.00	81.68
Franchise and Gross Receipts Taxes of the Year 1938 and of the Year 1939	1,768,986.97		
Franchise Taxes of 1940	685,513.00		
Gross Receipts Taxes of 1940	710,391.00		

Bus Receipts Tax:

5% Trolley Tax	21,300.00	40,493.00	21,390.24
Jitney Tax	253,400.00	228,007.00	253,461.94
Leases and Rentals City Owned Property	162,500.00	157,671.25	163,597.67
Rent—Army Base	100,000.00	100,000.00	
Rent—City Railway		120,000.00	120,000.00
Reimbursement of Lighting Inspector's Salary		1,500.00	
Excess from Dedicated Revenues:			

Bureau of Docks

Bureau of Docks	30,045.40	30,045.40	
Surplus Accounts:			
Farmers Market	22,178.03	22,178.03	
Green and Franklin Street Property	178.03	178.03	
Foreclosed Property	1,414.21	1,414.21	

Realized in
Cash in 1939

Anticipated

1939

1940

	<u>Anticipated</u>		<u>Realized in Cash in 1939</u>
	1940	1939	
Down Payment Monies Released with Special Permission of the Local Government Board		82,750.00	82,750.00
Special Items of General Revenue Anticipated with Prior Written Consent of the Commissioner of Local Govern- ment:			
Reimbursement of Lighting Inspector's Salary	1,500.00		.....
3% of U. S. Housing Project Gross Rents	2,300.00		.....
Surplus—Bureau of Water	142,000.00		.....
Surplus—Bureau of Docks	58,335.00		.....
Capital Surplus	94,000.00		.....
Trust Account	171,000.00		.....
Poor Relief Surplus	1,380,000.00		.....
State Financial Assistant Commission Reimbursement to be Applied for Repayment of Emergency Notes	1,375,000.00		.....
3 TOTAL MISCELLANEOUS REVENUES	\$ 8,660,843.60	\$ 6,922,450.58	\$ 4,661,293.97
Delinquent Tax Collections (1940 Estimated at 38.76%)	4,541,036.98	6,059,555.47	5,247,299.65
Tax Title Lien Collections (1940 Estimated at 10.31%)	513,988.61	690,164.57	463,684.42
4 AMOUNT TO BE RAISED BY TAXATION:			
(a) Local Purpose	22,369,111.32	22,505,775.06	} 31,593,849.19
(b) Local School Purpose	8,335,000.00	7,860,000.00	
(c) County Tax	4,710,183.14	4,796,571.58	
(e) State Tax	2,334,845.84	2,451,305.28	
TOTAL AMOUNT TO BE RAISED BY TAXATION....	\$37,749,140.30	\$37,713,651.92	\$31,593,849.19

	<u>Anticipated</u>		Realized in
	1940	1939	Cash in 1939
5. TOTAL GENERAL BUDGET REVENUES.....	\$55,149,460.06	\$52,477,994.51	\$43,053,299.20
6. EMERGENCIES AUTHORIZED IN 1939 .....	.....	4,953,078.19	1,375,000.00
7. TOTALS	\$55,149,460.06	\$57,431,072.70	\$44,428,299.20
RECAPITULATION OF REVENUES			
Surplus Revenue Cash Appropriated .....	.....	548,473.81	548,473.81
Surplus Revenue Non-Cash Appropriated	3,684,450.57	543,698.16	538,698.16
Miscellaneous Revenues	8,660,843.60	6,922,450.58	4,661,293.97
Delinquent Tax Collections	4,541,036.98	6,059,555.47	5,247,299.65
Tax Title Lien Collections	513,988.61	690,164.57	463,684.42
SUB TOTALS	17,490,319.76	14,764,342.59	11,459,450.01
Amount to be raised by taxation	37,749,140.30	37,713,651.92	31,593,849.19
TOTAL OF GENERAL BUDGET REVENUES	55,149,460.06	52,477,994.51	43,053,299.20
EMERGENCIES AUTHORIZED IN 1939 .....	.....	4,953,078.19	1,375,000.00
GRAND TOTALS	\$55,149,460.06	\$57,431,072.70	\$44,428,299.20

* NOTE: Of the Emergencies Authorized in 1939, the City realized \$4,500,000.00 through the issuance of Emergency Notes. Of this amount, \$3,125,000.00 was repaid prior to December 31st, 1939, leaving a balance of \$1,375,000.00 as shown in column No. 3 above.

8. GENERAL APPROPRIATIONS

APPROPRIATIONS

(a) Operations	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
DEPARTMENT OF PUBLIC WORKS—			
DIRECTOR'S OFFICE	\$ 39,230.00	\$ 40,550.00	\$ 40,550.00
Personal Services	\$ 37,280.00	\$ 37,600.00	\$ 37,600.00
Other than Personal Services	1,950.00	2,950.00	2,950.00
BUREAU OF HEALTH	699,017.00	665,500.00	665,500.00
Personal Services	617,145.00	579,800.00	579,800.00
Other than Personal Services	81,872.00	85,700.00	85,700.00
NEWARK CITY HOSPITAL..	983,615.00	944,482.00	944,482.00
Personal Services	626,542.00	575,903.00	575,903.00
Other than Personal Services	357,073.00	368,579.00	368,579.00
NEWARK CITY HOME	132,703.17	139,436.00	139,436.00
Personal Services	77,723.37	77,673.00	77,673.00
Other than Personal Services	54,979.80	61,763.00	61,763.00
BUREAU OF BATHS	168,275.00	163,636.00	163,636.00
Personal Services	133,275.00	126,446.00	126,446.00
Other than Personal Services	35,000.00	37,190.00	37,190.00
IVY HILL POWER PLANT....	100,445.00	94,946.00	94,946.00
Personal Services	70,015.00	65,521.00	65,521.00
Other than Personal Services	30,430.00	29,425.00	29,425.00
CONVALESCENT HOSPITAL	83,860.00	80,706.00	80,706.00
Personal Services	50,663.00	47,311.00	47,311.00
Other than Personal Services	33,197.00	33,395.00	33,395.00
PUBLIC OUTING	1,300.00	1,200.00	1,200.00
Personal Services	720.00	.....	.....
Other than Personal Services	580.00	1,200.00	1,200.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
NEWARK CITY ALMS			
HOUSE	134,937.75	127,193.00	127,193.00
Personal Services	65,263.00	59,993.00	59,993.00
Other than Personal Services	69,674.75	67,200.00	67,200.00
OUTDOOR POOR DEPART- MENT	45,200.00	53,480.00	53,480.00
Personal Services	41,500.00	51,840.00	51,840.00
Other than Personal Services	3,700.00	1,640.00	1,640.00
RELIEF ADMINISTRATION..	824,513.00	678,494.43	678,494.43
Personal Services	711,835.00	537,494.43	537,494.43
Other than Personal Services	112,678.00	141,000.00	141,000.00
LAW DEPARTMENT.....	99,550.00	112,092.00	112,092.00
Personal Services	94,500.00	95,000.00	95,000.00
Other than Personal Services	5,050.00	17,092.00	17,092.00
BOARD OF ADJUSTMENT...	17,015.00	13,480.00	13,480.00
Personal Services	13,780.00	11,130.00	11,130.00
Other than Personal Services	3,235.00	2,350.00	2,350.00
CITY HOSPITAL W. P. A. PROJECT .....	.....	37,000.00	37,000.00
Personal Services .....	.....	.....	.....
Other than Personal Services .....	.....	37,000.00	37,000.00
RENTAL OF BEDS IN INSTITUTIONS	17,250.00	8,625.00	8,625.00
PUBLIC BAND CONCERTS..	10,000.00	8,000.00	8,000.00
HOLIDAY CELEBRATIONS..	9,500.00	7,000.00	7,000.00
DIRECT RELIEF	1,509,937.38	2,000,000.00	2,000,000.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
W. P. A. PROJECT (SEWING)		36,000.00	36,000.00
W. P. A. TRANSPORTATION		8,200.00	8,200.00
LEGISLATIVE EXPENSE	5,000.00	8,008.00	8,008.00
EMERGENCY APPROPRIATIONS CITY HOSPITAL			
Other than Personal Services		4,000.00	4,000.00
RELIEF ADMINISTRATION		221,933.54	221,933.54
Personal Services		164,000.00	164,000.00
Other than Personal Services		57,933.54	57,933.54
DIRECT RELIEF		4,635,200.00	4,635,200.00
W. P. A. TRANSPORTATION		18,000.00	18,000.00
TOTALS	\$ 4,881,348.30	\$10,107,161.97	\$10,107,161.97

DEPARTMENT OF REVENUE AND FINANCE

DIRECTOR'S OFFICE	\$ 35,150.00	\$ 35,891.00	\$ 35,891.00
Personal Services	\$ 32,400.00	\$ 32,200.00	\$ 32,200.00
Other than Personal Services	2,750.00	3,691.00	3,691.00
AUDITOR'S OFFICE	44,592.00	58,625.97	58,625.97
Personal Services	41,842.00	53,680.00	53,680.00
Other than Personal Services	2,750.00	4,945.97	4,945.97

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
TREASURER'S OFFICE			
Personal Services	26,667.00	24,170.00	24,170.00
Other than Personal Services	3,550.00	6,180.00	6,180.00
			30,350.00
COMPTROLLER'S OFFICE....			
Personal Services	43,946.00	66,560.00	66,560.00
Other than Personal Services	925.00	1,310.00	1,310.00
TAX RECEIVER'S OFFICE....			
Cashier's Division—			
Personal Services	36,181.00		
Other than Personal Services	2,700.00		
Bookkeeping and Billing			
Division	56,885.00		
Personal Services	55,635.00		
Other than Personal Services	1,250.00		
Addressograph Division			
Personal Services	11,100.00	95,560.00	95,560.00
Other than Personal Services	15,957.00	28,166.90	28,166.90
		123,726.90	123,726.90
Counter Division			
Personal Services	28,027.00		
Other than Personal Services	8,356.25		
TAX BOARD			
	181,120.00	208,620.00	208,620.00
Assessors Division—			
Personal Services	146,570.00	167,570.00	167,570.00
Other than Personal Services	34,550.00	41,050.00	41,050.00
Surveyor's Division			
Personal Services	34,312.00		
Other than Personal Services	1,225.00		

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
BOARD OF ASSESSMENT FOR LOCAL IMPROVE- MENTS			
Personal Services	14,850.00	20,880.00	21,580.00
Other than Personal Services	4,700.00	700.00	700.00
ARREARS OF PERSONAL TAXES			
Personal Services	34,637.00	40,150.00	40,900.00
Other than Personal Services	825.00	750.00	750.00
FIRST DISTRICT COURT.....			
Personal Services	28,580.00	53,080.00	53,080.00
Other than Personal Services	1,706.00	2,478.00	2,478.00
SECOND DISTRICT COURT..			
Personal Services	26,980.00		
Other than Personal Services	1,475.74		
SINKING FUND COMMIS- SION			
Personal Services	4,300.00	4,300.00	4,300.00
Other than Personal Services	1,000.00	1,100.00	1,100.00
ADVERTISING TAX SALE....			
Personal Services	500.00		
Other than Personal Services	1,500.00	13,500.00	13,500.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
PENSION FUNDS*	584,227.05	532,525.13	532,525.13
Policemen's & Firemen's	573,727.05	509,525.13	509,525.13
Pension Salaries	10,500.00	3,000.00	3,000.00
Policemen's & Firemen's Emergency Appropria- tion		20,000.00	20,000.00
SURETY BONDS AND INSURANCE	4,708.50	2,812.50	2,812.50
NEWARK TECHNICAL SCHOOL	69,250.00	69,250.00	69,250.00
PASSAIC VALLEY SEWER MAINTENANCE	358,918.62	304,073.13	304,073.13
SECOND RIVER SEWER MAINTENANCE	255.20	255.20	255.20
JOINT OUTLET SEWER MAINTENANCE	16,391.76	16,582.48	16,582.48
FISCAL AGENT	8,100.00	7,500.00	7,500.00
AUDITING AND SPECIAL ACCOUNTING SERVICES	16,450.00	34,150.00	34,150.00
COURT COSTS	1,500.00	1,100.00	1,100.00
CARFARE	750.00	254.03	254.03

* Pension Funds not Appropriated above are included under "Deficits and Statutory Expenses."

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
N. J. LEAGUE OF MUNICIPALITIES	1,500.00	1,500.00	1,500.00
DUES CONFERENCE OF MAYORS	1,000.00	1,000.00	1,000.00
PRINTING ANNUAL REPORT	1,500.00	4,500.00	4,500.00
STENOGRAPHIC SERVICES Personal Services	1,500.00	188.10	188.10
MAINTENANCE OF FORECLOSED PROPERTIES Other than Personal Services	4,000.00	600.00	600.00
TOTALS	\$ 1,721,798.12	\$ 1,637,002.44	\$ 1,637,002.44

DEPARTMENT OF PUBLIC SAFETY

	\$	\$	\$	\$
DIRECTOR'S OFFICE				
Personal Services	22,000.00	22,000.00	22,000.00	22,180.00
Other than Personal Services	180.00	180.00	180.00	
POLICE DIVISION				
Personal Services	3,158,039.48	3,148,072.71	3,148,072.71	3,410,872.16
Other than Personal Services	242,960.52	262,799.45	262,799.45	
FIRE DIVISION				
Personal Services	1,936,779.71	1,934,016.97	1,934,016.97	2,076,595.50
Other than Personal Services	103,300.00	142,578.53	142,578.53	
LICENSE DIVISION				
Personal Services	17,150.00	17,150.00	17,150.00	20,350.00
Other than Personal Services	3,100.00	3,200.00	3,200.00	

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
BUILDING DIVISION	79,506.45	77,020.40	77,020.40
Personal Services	78,106.45	75,300.00	75,300.00
Other than Personal Services	1,400.00	1,720.40	1,720.40
ELECTRICAL DIVISION	49,032.00	49,132.00	49,132.00
Personal Services	47,332.00	47,332.00	47,332.00
Other than Personal Services	1,700.00	1,800.00	1,800.00
POLICE COURTS	59,458.52	57,250.00	57,409.52
Personal Services	57,309.52	56,650.00	56,809.52
Other than Personal Services	2,149.00	600.00	600.00
BOARD OF ALCOHOLIC BEVERAGE CONTROL ..	2,000.00	2,074.44	2,074.44
Personal Services	600.00	.....	.....
Other than Personal Services	1,400.00	2,074.44	2,074.44
NEWARK SAFETY COUNCIL .....	.....	10,000.00	10,000.00
W. P. A. PROJECTS .....	.....	58,887.00	58,887.00
Police Division .....	.....	42,887.00	42,887.00
Fire Division .....	.....	16,000.00	16,000.00
TOTALS	\$ 5,673,506.68	\$ 5,784,361.50	\$ 5,784,521.02

DEPARTMENT OF PUBLIC AFFAIRS

MAYOR'S OFFICE	\$ 36,550.00	\$ 37,445.00	\$ 37,445.00
Personal Services	\$ 34,850.00	\$ 34,650.00	\$ 34,650.00
Other than Personal Services	1,700.00	2,795.00	2,795.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
BUREAU OF STREETS	215,000.00	214,000.00	214,000.00
Personal Services	195,321.88	211,941.03	211,941.03
Other than Personal Services	19,678.12	2,058.97	2,058.97
BUREAU OF SEWERS	114,075.00	110,671.40	110,671.40
Personal Services	95,621.00	92,712.40	92,712.40
Other than Personal Services	18,454.00	17,959.00	17,959.00
PUBLIC LIGHTING	394,500.00	388,310.00	388,310.00
Personal Services	10,080.00	10,080.00	10,080.00
Other than Personal Services	384,420.00	378,230.00	378,230.00
STREET CLEANING	1,484,184.00	1,434,440.00	1,434,440.00
Personal Services	1,107,135.00	1,047,651.00	1,047,651.00
Other than Personal Services	377,049.00	386,789.00	386,789.00
SIDEWALKS	5,900.00	5,900.00	5,900.00
Personal Services	5,200.00	5,200.00	5,200.00
Other than Personal Services	700.00	700.00	700.00
SURVEYS	94,335.00	80,930.00	80,930.00
Personal Services	89,642.00	74,210.00	74,210.00
Other than Personal Services	4,693.00	6,720.00	6,720.00
ENGINEERING DIVISION....	32,120.00	27,120.00	27,120.00
Personal Services	32,120.00	27,120.00	27,120.00
Other than Personal Services	-----	-----	-----
HOUSE SEWER CONNEC- TIONS	12,000.00	12,000.00	13,210.40
Personal Services	12,000.00	12,000.00	12,000.00
Other than Personal Services	-----	-----	1,210.40

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
CITY CLERK'S OFFICE	88,195.00	88,320.00	88,320.00
Personal Services	78,970.00	77,370.00	77,370.00
Other than Personal Services	9,225.00	10,950.00	10,950.00
ELECTIONS	34,200.00	34,200.00	34,200.00
Personal Services	12,440.00	10,440.00	10,440.00
Other than Personal Services	21,760.00	23,760.00	23,760.00
NEWARK LABOR RELATIONS BOARD	11,235.00	10,635.00	10,635.00
Personal Services	9,360.00	9,260.00	9,260.00
Other than Personal Services	1,875.00	1,375.00	1,375.00
W. P. A. PROJECTS .....	.....	31,318.00	34,180.97
Personal Services .....	.....	7,340.00	7,340.00
Other than Personal Services .....	.....	23,978.00	26,840.97
INDUSTRIAL COMMISSION	6,500.00	5,000.00	5,000.00
Personal Services	1,800.00	.....	.....
Other than Personal Services	4,700.00	.....	.....
CARE AND RELIEF OF INDIGENT CHILDREN	3,000.00	3,000.00	3,000.00
CONFERENCE OF MAYORS	1,500.00	1,500.00	1,500.00
NEWSPAPERS	500.00	500.00	500.00
NEWARK MUSEUM	122,500.00	122,500.00	122,500.00
FREE LIBRARY	553,500.00	500,000.00	500,000.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
SPECIAL ELECTION FOR REFERENDUM ON CITY MANAGER - COUNCIL FORM OF GOVERN- MENT	60,000.00		
Personal Services	30,000.00		
Other than Personal Services	30,000.00		
EMERGENCY APPROPRIA- TION ELECTIONS		9,650.00	9,650.00
Personal Services		3,500.00	3,500.00
Other than Personal Services		6,150.00	6,150.00
TOTALS	\$ 3,269,794.00	\$ 3,117,439.40	\$ 3,121,512.77

DEPARTMENT OF PARKS AND PUBLIC PROPERTY

DIRECTOR'S OFFICE	\$ 25,820.00	\$ 23,930.00	\$ 23,930.00
Personal Services	\$ 24,700.00	\$ 22,930.00	\$ 22,930.00
Other than Personal Services	1,120.00	1,000.00	1,000.00
SMOKE ABATEMENT	4,900.00	4,900.00	4,900.00
Personal Services	4,300.00	3,950.00	3,950.00
Other than Personal Services	600.00	950.00	950.00
PUBLIC BUILDINGS	335,944.00	348,386.00	348,386.00
Personal Services	257,394.00	258,504.00	258,504.00
Other than Personal Services	78,550.00	89,882.00	89,882.00
WEIGHTS AND MEASURES			
Personal Services	16,560.00	11,760.00	11,760.00
Other than Personal Services	1,540.00	915.00	915.00

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
PRINTING AND STATION- ERY	15,140.00	12,300.00	12,300.00
Personal Services	4,740.00	3,900.00	3,900.00
Other than Personal Services	10,400.00	8,400.00	8,400.00
SHADE TREE	156,275.00	158,590.00	158,590.00
Personal Services	141,820.00	140,880.00	140,880.00
Other than Personal Services	14,455.00	17,710.00	17,710.00
W. P. A. PROJECTS	-----	29,000.00	29,000.00
Personal Services	-----	5,000.00	5,000.00
Other than Personal Services	-----	24,000.00	24,000.00
PUBLIC BUILDINGS			
(City Owned)	12,000.00	7,398.00	7,398.00
Personal Services	5,400.00	5,298.00	5,298.00
Other than Personal Services	6,600.00	2,100.00	2,100.00
MAINTENANCE OF DOG POUND	7,500.00	7,500.00	7,500.00
ADVERTISING ST. PAT- RICK'S DAY PARADE...	500.00	500.00	500.00
DIVISION OF WORKS PROJECTS	407,969.30	-----	-----
Personal Services	75,425.00	-----	-----
Other than Personal Services	332,544.30	-----	-----
BUREAU OF CENTRAL PURCHASE	52,615.00	52,615.00	52,615.00
Personal Services	47,180.00	47,180.00	47,180.00
Other than Personal Services	5,210.00	5,435.00	5,435.00

BUREAU OF CENTRAL PURCHASE		Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
W. P. A. Project		800.00	800.00
TOTALS		\$ 658,594.00	\$ 658,594.00
(b) CONTINGENT		\$ 25,000.00	\$ 25,000.00
(c) DEBT SERVICE			
(1) MUNICIPAL DEBT SERVICE			
Payment of Bonds	4,299,100.37	4,108,100.37	4,108,100.37
Sinking Fund Requirements	208,822.85	208,822.85	208,822.85
Interest on Bonds	3,409,704.64	3,515,318.76	3,515,318.76
Interest on Bonds Issued in 1940	54,686.66	30,276.53	30,276.53
Interest on Bond Anticipation Notes	12,187.50	24,198.49	24,198.49
Interest on Current Loans	5,590.90	.....	.....
Down Payment on Improvements	170,000.00	148,958.34	148,958.34
U. S. Army Base	100,000.00	100,000.00	100,000.00
Interest on Special Trust Funds	942.14	942.14	942.14
TOTALS	\$ 8,261,035.06	8,136,617.48	8,136,617.48
(2) ARTICLE VI SCHOOL DEBT SERVICE			
Payment of Bonds	439,000.00	439,000.00	439,000.00
Sinking Fund Requirements	98,399.25	98,399.25	98,399.25
Interest on Bonds	731,100.50	755,635.50	755,635.50
Down Payment on Improvements	15,000.00	.....	.....
TOTALS	1,283,499.75	\$ 1,293,034.75	\$ 1,293,034.75
GRAND TOTALS	\$ 9,544,534.81	\$ 9,429,652.23	\$ 9,429,652.23

(e) DEFICITS AND STATUTORY EXPENDITURES	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
Emergency Appropriation	\$ 4,928,078.19	\$ 458,996.36	\$ 458,996.36
Discount on Taxes	85,127.81	68,479.65	68,479.65
Assessment Deficiency Pavings .....	.....	9.02	9.02
Judgments .....	.....	8,754.37	8,754.37
Capital Over-expenditures .....	.....	9,250.50	9,250.50
Weights and Measures 1938 Over-expenditure .....	.....	.....	.....
Deficit Newark Airport .....	.....	2,446.00	2,446.00
1938 Emergency Relief .....	.....	89,000.00	89,000.00
1938 Pension Contribution .....	.....	2,412,671.45	2,412,671.45
Interest on Taxes Refund in 1938 .....	.....	185.34	185.34
Refund of Canvas Cover Deposit .....	.....	1.78	1.78
Loan to Newark Housing Authority .....	.....	20.00	20.00
Overexpenditure Police Courts—Personal Service	159.52	5,000.00	5,000.00
Overexpenditure W. P. A. Projects Public Affairs Other than Personal Services	2,862.97	.....	.....
Overexpenditure House Sewer — Other than Personal Service	1,210.40	.....	.....
Deficit—Port Newark Operations 1940	31,977.00	.....	.....
Deficit—Bureau of Water—Capital Outlay 1938 Commitments Charged to 1939 Budget	53,000.00	.....	.....
Capital Expenditure Without Proper Ordinance Authorization	8,178.80	.....	.....
Pension Funds—1939 Contribution	13,876.67	.....	.....
Municipal Employees	31,613.33	31,985.10	31,985.10
Board of Health	19,616.46	18,756.27	18,756.27
Board of Works	51,282.74	35,470.61	35,470.61

	Appropriated for 1939 as Modified by All Transfers	Appropriated for 1940	Expended and Reserved for 1939
Board of Works — 1939 Emergency Appropriation	15,000.00		15,000.00
TOTALS	\$ 3,156,026.45	\$ 5,251,983.89	\$ 3,156,026.45
(f) JUDGMENTS	2,454.61	613.65	2,454.61
Emergency Appropriation — Judgments..	4,294.65		4,294.65
CASH DEFICIT OF 1939		2,195,878.80	
LOCAL SCHOOL TAXES	7,860,000.00	8,335,000.00	7,860,000.00
COUNTY TAXES	4,796,571.58	4,710,183.14	4,796,571.58
STATE TAXES	2,451,305.28	2,334,845.84	2,451,305.28
RESERVE FOR UNCOLLECTED TAXES...	8,376,208.59	6,168,209.53	8,376,208.59
9. TOTAL GENERAL APPROPRIATIONS...	\$57,406,072.70	\$55,149,460.06	\$57,410,305.59
10 EMERGENCY APPROPRIATIONS:			
House Sewer Connections	5,000.00		5,000.00
Personal Services	4,000.00		4,000.00
Other than Personal Services	1,000.00		1,000.00
Bureau of Motors	20,000.00		20,000.00
Personal Services	1,300.00		1,300.00
Other than Personal Services	18,700.00		18,700.00
11. TOTALS	\$57,431,072.70	\$55,149,460.06	\$57,435,305.59

RECAPITULATION OF APPROPRIATIONS

	Appropriated for 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
DEPARTMENT OF PUBLIC WORKS	\$ 4,831,348.30	\$10,107,161.97	\$10,107,161.97
DEPARTMENT OF REVENUE AND FINANCE	1,721,798.12	1,637,002.44	1,637,002.44
DEPARTMENT OF PUBLIC SAFETY	5,673,506.68	5,784,361.50	5,784,521.02
DEPARTMENT OF PUBLIC AFFAIRS	3,269,794.00	3,117,439.40	3,121,512.77
DEPARTMENT OF PARKS AND PUBLIC PROPERTY	1,036,763.30	658,594.00	658,594.00
CONTINGENT	25,000.00	25,000.00	25,000.00
DEBT SERVICE	9,544,534.81	9,429,652.23	9,429,652.23
DEFICITS AND STATUTORY EXPENDITURES	5,251,983.89	3,156,026.45	3,156,026.45
JUDGMENTS	613.65	6,749.26	6,749.26
CASH DEFICIT OF 1939	2,195,878.80	.....	.....
LOCAL SCHOOL TAXES	8,335,000.00	7,860,000.00	7,860,000.00
COUNTY TAXES	4,710,183.14	4,796,571.58	4,793,571.58
STATE TAXES	2,334,845.84	2,451,305.28	2,451,305.28

	Appropriated For 1940	Appropriated for 1939 as Modified by All Transfers	Expended and Reserved for 1939
EMERGENCY APPROPRIATIONS—			
DEDICATED REVENUE ITEMS.....		25,000.00	25,000.00
TOTALS	\$48,981,250.53	\$49,054,864.11	\$49,059,097.00
RESERVE FOR UNCOLLECTED TAXES...	6,168,209.53	8,376,208.59	8,376,208.59
GRAND TOTALS	\$55,149,460.06	\$57,431,072.70	\$57,435,305.59

12. DEDICATED REVENUES:

	Anticipated—	Realized in
	1940	Cash in 1939
Port Newark Operations	\$ 256,188.00	\$ 131,310.76
Deficit General Budget—Operations	31,977.00	89,000.00
TOTAL	288,160.00	220,310.76
Bureau of Water	2,547,728.04	2,567,932.00
Deficit General Budget—Capital Outlay	53,000.00	.....
TOTAL	2,600,728.04	2,567,932.00
Bureau of Docks .....	.....	113,374.00
Bureau of Streets	69,741.00	96,014.30
Bureau of Street Cleaning	13,938.00	14,269.61
		13,938.55

	Anticipated		Realized in
	1940	1939	Cash in 1939
House Sewer Connections	28,706.00	21,311.00	28,706.53
Emergency Revenues .....	.....	5,000.00	.....
Outdoor Poor	28,706.00	26,311.00	28,706.53
Weights and Measures	8,300.00	9,300.00	8,319.94
From Sinking Fund Commission	2,936.50	2,762.50	2,936.50
For Retirement of Water Bonds	200,000.00	200,000.00	200,000.00
For Retirement of City Bonds .....	.....	.....	.....
TOTALS	200,000.00	200,000.00	200,000.00
Bureau of Motors—From Other Departments	325,828.00	305,836.00	325,836.00
Emergency Revenues .....	.....	20,000.00	.....
TOTALS	325,828.00	325,836.00	325,836.00
Printing and Stationery—From Other Departments	125,000.00	46,300.00	46,304.57
Shade Tree	1,203.98	2,000.00	1,203.98
Public Outings	264.14	528.28	528.28
13. GRAND TOTAL OF ALL DEDICATED REVENUES....	\$ 3,664,805.66	\$ 3,624,938.45	\$ 3,576,866.49

16. APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

PORT NEWARK OPERATIONS—INCLUDING NEWARK

AIRPORT

Personal Services	\$ 225,697.00	\$ 162,195.66	\$ 161,218.17
Other than Personal Services	62,463.00	58,115.10	49,037.29
TOTALS	288,160.00	220,310.76	210,255.46

BUREAU OF WATER

Payment of Bonds	536,000.00	511,000.00	511,000.00
Sinking Fund Requirements	39,934.66	43,808.92	43,808.92
Down Payment on Improvements	14,000.00	12,003.05	12,003.05
Interest on Bonds	878,256.25	894,133.75	894,133.75
Interest on New Bonds	17,885.00	15,700.00	15,700.00
Personal Services	866,917.00	835,358.20	835,358.00
Other than Personal Services	194,735.13	255,928.08	235,724.32
	2,547,728.04		
Capital Improvements	53,000.00		
TOTALS	2,600,728.04	2,567,932.00	2,547,728.04

BUREAU OF DOCKS

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
To General Budget Revenue			
Personal Services	68,653.60	68,653.60
Other than Personal Services	14,675.00	14,675.00
Combined with Newark Airport to form "Port Newark Operations"			
Total Bureau of Docks	83,328.60	83,328.60
Total General Budget Revenue	30,045.40	30,045.40
TOTALS	113,374.00	113,374.00

BUREAU OF STREETS

Personal Services	42,000.00	60,653.27	37,781.81
Other than Personal Services	27,741.00	35,361.03	31,960.07
TOTALS	69,741.00	96,014.30	69,741.88

BUREAU OF STREET CLEANING

Personal Services	3,708.00	7,956.15	7,956.15
Other than Personal Services	4,230.00	6,313.46	5,982.40
TOTALS	13,938.00	14,269.61	13,938.55

HOUSE SEWER CONNECTIONS

Personal Services	22,956.00	17,951.00	17,951.00
Other than Personal Services	5,750.00	3,360.00	3,360.00
TOTALS	28,706.00	21,311.00	21,311.00

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
OUTDOOR POOR			
Other than Personal Services	8,300.00	9,300.00	8,319.94
WEIGHTS AND MEASURES			
Personal Services	2,936.50	2,762.50	2,762.50
Other than Personal Services			
TOTALS	2,936.50	2,762.50	2,762.50
RETIREMENT OF TERM BONDS			
Water Department	200,000.00	200,000.00	200,000.00
City Bonds			
TOTALS	200,000.00	200,000.00	200,000.00
BUREAU OF MOTORS			
Personal Services	184,295.00	183,744.20	183,744.20
Other than Personal Services	141,523.00	122,091.80	122,091.80
TOTALS	325,823.00	305,836.00	305,836.00
PRINTING AND STATIONERY			
Personal Services	125,000.00	46,300.00	46,300.00
Other than Personal Services			
TOTALS	125,000.00	46,300.00	46,300.00

	Appropriated For 1940	Appropriated For 1939	Expended and Reserved For 1939
SHADE TREE			
Personal Services	400.00	830.00	830.00
Other than Personal Services	803.98	1,170.00	1,170.00
TOTALS	1,203.98	2,000.00	2,000.00
PUBLIC OUTINGS			
	264.14	528.28	528.28
EMERGENCY APPROPRIATIONS			
HOUSE SEWER CONNECTIONS			
Personal Services		4,000.00	4,000.00
Other than Personal Services		1,000.00	1,000.00
TOTALS		5,000.00	5,000.00
BUREAU OF MOTORS			
Personal Services		1,300.00	1,300.00
Other than Personal Services		18,700.00	18,700.00
TOTALS		20,000.00	20,000.00
GRAND TOTAL OF ALL DEDICATED REVENUE			
APPROPRIATIONS	\$ 3,664,305.66	\$ 3,624,938.45	\$ 3,567,095.65

Mayor Ellenstein. All in favor of the adoption of the 1940 Budget, will signify by saying aye, contrary no, Clerk will call the roll.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the City Treasurer be and he is hereby authorized to pay expenses on account of personal services in connection with Special Election held on February 20th, 1940, (such as Election Officers and Lessees of Polling Places, Etc.). Payment to be made the City Treasurer on presentation of bills certified by the City Clerk or Superintendent of Elections and the Commissioner of Registration or Clerk of the County Board of Elections, and approved by the Acting Auditor of Accounts and receipted for by the person payable thereto, and affidavit attached as required by law.

The amount so expended to be covered by a General Warrant.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand Eight Hundred Thirty Dollars (\$16,830) be and the same is hereby appropriated to the City Treasurer to pay the following Election Bills, on account of Special Election held on February 20th, 1940:

Election Officers	\$ 15,585.00
Rent of Polling Places	1,245.00
	<hr/>
	\$ 16,830.00

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Four Hundred Seventy-seven Dollars and Forty-six Cents (\$20,477.46) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Public Affairs, as follows:

Special Election\$20,477.44

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand One Hundred and Twelve Dollars (\$3,112.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Special Election\$ 3,112.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, APPROVED:
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I move we
adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

M. C. ELLENSTEIN
PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, N. J.

HARRY S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 17, 1940

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date. in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein; Acting Director Keenan.

Mayor Ellenstein: The meeting will come to order and the Clerk will read the minutes of the regular meeting of April 10th and the adjourned meeting of April 13th.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of sewer bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of the City of Newark proposes to enlarge and extend the sanitary and storm water sewer systems of said City by the construction of additional storm and sanitary sewers; that part of the cost of financing said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred Fifty-three Thousand Seven Hundred Fifty Dollars (\$153,750); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Fifteen Thousand Dollars (\$15,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred Fifty-three Thousand, Seven Hundred and Fifty Dollars (\$153,750).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Thirty-seven Hundred and Fifty Dollars (\$3,750) shall be included as a down payment to finance said purpose, in the budget of said City for

the fiscal year beginning January 1, 1941, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred Fifty Thousand Dollars (\$150,000) to be designated "Sewer Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment. Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred Fifty-three Thousand Seven Hundred Fifty Dollars (\$153,750) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the is-

suance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred Fifty-three Thousand Seven Hundred Fifty Dollars (\$153,750), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that
the ordinance be taken up on second
reading.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance
by sections:

Title declared open to amendment.

Section 1 declared open to amend-
ment.

Section 2 declared open to amend-
ment.

Section 3 declared open to amend-
ment.

Section 4 declared open to amend-
ment.

Section 5 declared open to amend-
ment.

Section 6 declared open to amend-
ment.

Section 7 declared open to amend-
ment.

Section 8 declared open to amend-
ment.

Section 9 declared open to amend-
ment.

The ordinance was declared open to
amendment in all its parts.

Commissioner Murphy moved that
the ordinance be adopted on second
reading.

The roll being called, the motion

was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that
the ordinance be taken up on third
reading and final passage.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that
the title of "An Ordinance providing
for the issuance of sewer bonds of the
City of Newark, and providing for the
issuance of bond anticipation notes in
anticipation of the issuance of such
bonds," be taken for its third read-
ing.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the
ordinance as follows:

An Ordinance providing for the is-
suanee of sewer bonds of the City of
Newark, and providing for the issu-
ance of bond anticipation notes in an-
ticipation of the issuance of such
bonds.

The ordinance having been read
three times was then declared to be
upon its third and final passage.

The roll being called, the ordinance
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of water bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of the City of Newark proposes to enlarge the water supply system established and operated by said City by the construction of additional water mains; that part of the cost of financing said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred Fifty-three Thousand, Seven Hundred Fifty Dollars (\$153,750); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55

of said Law, is Fifteen Thousand Dollars (\$15,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred Fifty-three Thousand, Seven Hundred Fifty Dollars (\$153,750).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Thirty-seven Hundred and Fifty Dollars (\$3,750) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1941, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred Fifty Thousand Dollars (\$150,000) to be designated "Water Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred Fifty-three Thousand Seven Hundred Fifty Dollars (\$153,750) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by law. All matters with re-

spect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred Fifty-three Thousand, Seven Hundred Fifty Dollars (\$153,750), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein. Is there any person who desires to be heard upon this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy: Moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the issuance of water bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of water bonds of the City of Newark, and providing for the issuance of bond anticipation notes in an-

ticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of street improvement bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with concrete; that part of the cost of financing said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Five Hundred Forty Thousand Dollars (\$540,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Fifty Thousand Dollars (\$50,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Five Hundred Forty Thousand Dollars (\$540,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Ninety Thousand Dollars (\$90,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1941, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Four Hundred Fifty Thousand Dollars (\$450,000) to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, including the portion of the cost of said purpose to be paid from said

down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Five Hundred Forty Thousand Dollars (\$540,000) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Five Hundred Forty Thousand Dollars (\$540,000), and that

the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, be taken for its third reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of State Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance changing and establishing the width of the sidewalk on the northerly side of Clinton Avenue from the westerly line of South Twentieth Street westerly 100 feet to the Newark-Irvington boundary line and requiring the removal of obstructions, projections or encroachments thereon, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein. Tax Board\$250.00

Commissioner Franklin moved that the title of "An Ordinance changing and establishing the width of the sidewalk on the northerly side of Clinton Avenue from the westerly line of South Twentieth Street westerly 100 feet to the Newark-Irvington boundary line and requiring the removal of obstructions, projections or encroachments thereon," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance changing and establishing the width of the sidewalk on the northerly side line of Clinton avenue from the westerly line of South Twentieth Street westerly 100 feet to the Newark-Irvington boundary line and requiring the removal of obstructions, projections or encroachments thereon.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Two Hundred Fifty Dollars (\$250.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand Four Hundred Fifty-six Dollars and Seventy Cents (\$9,456.70) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 75.71
Auditor's Office	272.75
Treasurer's Office	28.65
Tax Receiver	222.00
Tax Board	1,683.52
Addressograph Division ...	525.18
Carfare	199.96
Reserve for Liabilities	
Auditor's Office	227.00
Reserve for Liabilities	
Treasurer's Office	1,639.02
Reserve for Liabilities	
Tax Receiver	1,484.10
Fiscal Agent	2,203.31
Reserve for Overpayment	
Comptroller	886.14
Reserve for Overpayment	
Tax Receiver	7.94
Maintenance Foreclosed	
Property	1.42
	<hr/>
	\$ 9,456.70

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand Seven Hundred Forty-one Dollars and Twenty-eight Cents (\$22,741.28) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance, from April 1st, 1940 to April 15th, 1940, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears of Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	7,000.49
W.P.A. Tax Revaluation Project 7185-O Sub A-6..	208.33
Assessments for Local Im- provements	869.98
First District Court	1,200.82
Second District Court	1,111.64
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	\$ 22,741.28

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Seven Hundred Eighteen Dollars and Seventy-five Cents (\$3,718.75) be and the same is hereby appropriated to the City Treasurer for Supplementary Payroll for Reserve for Liabilities, Tax Revaluation, Department of Revenue and Finance, from February 19, 1940 to March 9, 1940, as follows:

Reserve for Liabilities
Tax Revaluation\$3,718.75

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Sixty-seven Thousand Three Hundred Twenty-two Dollars and Seventy-four Cents (\$567,322.74) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$567,322.74

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Eighty Dollars (\$480.00) be and the same is hereby appropriated to the City Treasurer, same being the partial payroll of the First District Court, Department of Revenue and Finance from March 16, 1940 to March 31, 1940, as follows:

District Courts\$480.00

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-four Thousand Five Hundred Forty-five Dollars and Twenty-one Cents (\$64,545.21) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years	
Taxes Granted by State	
Board of Tax Appeals....	\$ 51,493.08
Remissions Prior Years	
Taxes Granted by State	
Board of Tax Appeals....	13,052.13
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	\$ 64,545.21

Pearce R. Franklin
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Seventeen Thousand, Two Hundred Ninety-two Dollars and Sixty-five Cents (\$217,292.65) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the semi-monthly payroll of the Department of Public Safety from April 1st to 15th, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57

Building Division	3,262.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	78,466.03
Police Division	130,063.02
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	\$217,292.65

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Twenty-six Dollars and Twenty-five Cents (\$926.25) be and the same is hereby appropriated to the persons named on the annexed certified list, being the partial payroll of the Department of Public Safety from March 16th to 31st, 1940, incl., as follows:

First Criminal Court	\$250.00
Building Division	676.25
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	\$926.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand Three Hundred Twenty-six Dollars and Twenty-four

Cents (\$24,326.24) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	50.00
Municipal Board of Alcoholic Beverages Control..	132.30
License Division	110.00
Fire Division	10,253.21
Police Division	13,765.73
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	\$24,326.24

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Twenty-one Thousand Nine Hundred Seven Dollars and Forty-three Cents (\$21,907.43) be and the same is hereby appropriated to the City Treasurer, being the partial payroll of the Department of Public Works, for the last half of March, 1940, as follows:

Newark City Hospital	\$ 3,107.87
Ivy Hill Power Plant	615.86
Law Department	625.00
Board of Adjustment	62.50
Bureau of Baths	133.38
Bureau of Health	6,199.21
Emergency Relief—	
Administration	11,163.61
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	\$ 21,907.43

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand, Six Hundred Sixteen Dollars and Sixty-five Cents (\$23,616.65) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 37.27
Director's Office	7.70
Board of Adjustment	168.80
Director's Office	30.00
Emergency Relief Administration	14.52
Emergency Relief Administration	2,281.33
Emergency Relief Administration	16.96
Emergency Relief Administration	7,826.24
Outdoor Poor	15.20
Bureau of Health	7,659.08
Rental of Beds in Institutions	4,312.50
U. S. Health Sanitation Account	80.18
Newark City Hospital W. P. A. Project 5410-7	825.00
(Reserve for Liabilities)	
Newark City Hospital W. P. A. Project 5410-7	841.87
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	\$ 23,616.65

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Fourteen Thousand, Seven Hundred Thirty-one Dollars and Fifty-six Cents (\$414,761.56), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, follows:

Emergency Relief—Direct..\$414,761.56

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thirteen Thousand Three Hundred Thirty-two Dollars and Eighty-six Cents (\$113,332.86) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of April, 1940, as follows:

Director's Office	\$ 1,423.32
City Hospital—W. P. A.	
Project 5410-7	166.66
Bureau of Health	25,437.26
Bureau of Health	
(Reserve for Liabilities)	637.42
U. S. Health Sanitation	
Account	328.33
Newark City Hospital	24,767.97
Cosvalescent Hospital	1,980.03
Newark City Home	3,026.00
Bureau of Baths	5,204.98
Newark City Alms House	2,451.67
Ivy Hill Power Plant	2,935.64
Outdoor Poor Department	1,637.48
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—	
Administration	38,932.81
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	\$113,332.86

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Eight Thousand, Twelve Dollars and Forty-seven Cents (\$8,012.47) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Central Purchase	\$ 574.04
Director's Office	65.30
Printing and Stationery—	
Miscellaneous Advertising	931.23
Printing and Stationery—	
Dedicated Revenue	1,130.85
Public Buildings	4,876.83
Public Buildings—	
City Owned Property	146.00
Weights and Measures	45.22
W. P. A. Project 7206-7	1.65
Smoke Abatement	14.97
Shade Tree	225.18
W. P. A. Project 6037-7....	1.20
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	\$ 8,012.47

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED By the Board of Commissioners of the City of Newark that the sum of Thirteen Thousand, Six Hundred Seventy-five Dollars and Sixty-four Cents (\$13,675.64) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	7,998.17
Public Buildings—	
City Owned Property	219.86
Weights and Measures	547.66
Printing and Stationery	185.00
Shade Tree	1,457.49
W. P. A. Project 1485-7....	208.33
Central Purchase	1,850.82
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	\$ 13,675.64

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Four Hundred One Dollars and Eighty Cents (\$3,401.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 10th and April 13th, 1940, as follows:

Shade Tree	\$2,127.80
Public Buildings	1,274.00
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	\$ 3,401.80

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Four Hundred Two Dollars and Eighty Cents (\$3,402.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 3rd and April 6th, 1940, as follows:

Shade Tree	\$2,106.80
Public Buildings	1,296.00
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	\$3,402.80

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Three Hundred Sixty-eight Dollars and Eighty-five Cents (\$3,368.85) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Public Buildings—	
Reserve for Liabilities	\$2,974.15
W. P. A. Project 3-7-1107—	
Reserve for Liabilities	394.70
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	\$3,368.85

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Thirty-one Dollars and Seventy-eight Cents (\$3,031.78) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
 period ending April 3, 1940:

Port Newark Operations	\$2,612.90
House Sewer Connections	418.88
	<hr/>
	\$3,031.78

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand, Ninety-two Dollars and Sixty-six Cents (\$37,092.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Weekly Payroll, period
 ending April 3, 1940:

Bureau of Motors	\$ 2,658.60
Bureau of Streets	2,111.68
Bureau of Sewers	1,050.19
Bureau of Street Cleaning	22,121.98
Street Construction	156.63
Bureau of Water	8,993.68
	<hr/>
	\$ 37,092.66

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-two Thousand Nine Hundred Forty-nine Dollars and Ninety-two Cents (\$72,949.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 36.20
Surveys	2.06
Streets	39.93
Sewers	39.55
House Sewer Connections..	13.50
Water (Reserve for Liabilities)	5,882.38
Water	15,129.25
Newark Airport	4,233.90
Industrial Commission	154.38
Docks	446.79
House Sewer Connections..	31.35
Water	360.17
Carfare	30.00
Newark Labor Relations Board	71.80
Surveys	9.60
Streets	5.00
City Clerk's Office	237.63
Care and Relief of Indigent Children	314.02

City Clerk ..	196.82
Newspapers	28.76
Water	654.51
Consolidated NYA (Center Comm.)	400.00
Reserve	109.56
Water	34,303.50
Contingent Fund	84.50
Special Election	515.50
Street Cleaning	9,619.26
	<hr/>
	\$ 72,949.92

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Eight Hundred Ninety-three Dollars and Fifty-two Cents (\$3,893.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, W. P. A. Project 6069-7 (Hayes Park East)	\$ 755.37
Swimming Pool Construction, W. P. A. Project 6069-7 (Hayes Park West)	938.02
Swimming Pool Construction, W.P.A. Project 6069-7 (Boylan Street)	902.38
Swimming Pool Construction, W.P.A. Project 6069-7 (Clifton Avenue)....	1,297.75
	<hr/>
	\$3,893.52

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Eighteen Thousand Four Dollars and Nineteen Cents (\$18,004.19) be and the same hereby is appropriated to the persons named, as per certified list, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$18,004.19
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, Three Hundred Eleven Dollars and Fourteen Cents (\$7,311.14) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East WPA 6069-7)	\$ 578.67
Swimming Pool Construction (Hayes Park West WPA 6069-7)	369.62
Swimming Pool Construction (Boylan Street WPA 6069-7)	2,124.61
Swimming Pool Construction (Hayes Park East WPA 6069-7)	858.75

Swimming Pool Construction (Hayes Park West WPA 6069-7)	579.70
Swimming Pool Construction (Boylan Street WPA 6069-7)	1,228.25
Swimming Pool Construction (Clifton Avenue WPA 6069-7)	505.75
Swimming Pool Construction (Clifton Avenue WPA 6069-7)	1,065.79
	<hr/>
	\$7,311.14

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Eleven Thousand Eight Hundred Six Dollars and Sixty-four Cents (\$11,806.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
WPA Project 6926-7	\$ 7,433.15
Sewer Construction	
WPA Project 6951-7	480.95
Sewer Construction	
WPA Project 6951-7	625.00
City Wide Clerical Project	
WPA Project 5218A and 5226A	300.00
Museum Extension and Art Project WPA Project 4510-O-A	300.00
N. Y. A. Project	
WPA 76-7 (Home Making)	150.00

N. Y. A. Garment Project	
WPA 19-37.....42	50.00
City Planning	
WPA Project 7215-O	9.00
Toy Mending	200.00
Sewer Construction	
WPA Project 6951-7	646.90
Reserve for Liabilities	
WPA Project 5209-A (Furniture and Metal Work)	970.50
City Planning	
WPA Project 7215-0	3.45
Sewer Construction	
WPA Project 6951-7	233.43
Sewer Construction	
WPA Project 6951-7	290.00
Sewer Construction	
WPA Project 6951-7	114.26
	<hr/>
	\$ 11,806.64

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-seven Thousand Eight Hundred Eighty-one Dollars and Seventy Cents (\$47,881.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period April 1- April 15, 1940, both incl.:	
Director's Office	\$ 1,452.07
Port Newark Operations	3,114.99
Bureau of Lighting	432.50
Bureau of Streets	5,924.08
Sidewalks	216.66
House Sewer Connections..	380.82

Bureau of Sewers . . .	1,164.97
Bureau of Street Cleaning	4,102.41
Bureau of Surveys	3,276.66
Engineering Division	1,338.32
Bureau of Motors	1,927.63
Bureau of Water	19,116.55
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Swimming Pool Projects	708.33
City Clerk	3,223.64
Elections	330.00
	<hr/>
	\$ 47,881.70

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Six Hundred Forty-seven Dollars and Forty-nine Cents (\$3,647.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Supplemental semi-monthly payroll, period March 16-March 31, 1940, both incl.:

Newark Airport	\$2,144.99
Bureau of Docks	1,095.00
Elections	407.50
	<hr/>
	\$3,647.49

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Thirtynine Thousand Two Hundred Twenty-five Dollars and Seventy-eight Cents (\$39,225.78) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending April 10, 1940:

Port Newark Operations ..\$	2,603.05
Bureau of Motors	2,607.23
Bureau of Streets	1,898.50
Bureau of Sewers	919.33
House Sewer Connections	391.13
Bureau of Street Cleaning	21,769.13
Street Construction	196.00
Bureau of Water	8,841.41
	<hr/>
	\$ 39,225.78

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Five Hundred Ninety-eight Dollars and Sixty-five Cents (\$2,598.65) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending March 27, 1940:

Port Newark Operations	\$2,598.65
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M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

actual amounts shall be known, and such statement as so corrected shall be separately published at least once in at least one newspaper circulating in the municipality * * * *

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

PUBLIC NOTICE

WHEREAS, the budget for the year 1940 was approved March 6, 1940 and was advertised on March 9, 1940, and was finally adopted April 13, 1940; and

WHEREAS, the approved budget contained an estimate as to certain matters contained therein, which items are now definitely known; and

WHEREAS, the law provides that: "not later than two weeks after the final adoption of the budget, the items in such statement which were estimated shall be corrected insofar as the

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the City Clerk be and he is hereby directed to publish the attached statement as same shall be furnished him by the Director of the Department of Revenue and Finance, as required by law.

Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

Factual contents certified to, and resolution recommended by:

Vincent J. Murphy

Approved as to form and legality:

Thomas M. Kane,
 Asst. Corp. Counsel.

STATEMENT

(Required by Revised Statutes Section 40:2-14)

Taxes for	1940	Actual 1939	Actual 1938
State School (Actual for 1940)	\$ 2,170,084.01	\$ 2,276,975.27	\$ 2,541,920.14
State Soldiers' Bonus Bond (Actual for 1940)	164,761.83	174,330.01	173,190.65
County—			
(a) General County (Actual for 1940)	4,710,183.14	4,796,571.58	4,810,434.48
Local District Schools	8,335,000.00	7,860,000.00	7,930,000.00
Local Purposes	22,369,111.32		
(a) As shown by Budget less Bank Stock Tax		22,539,592.42	25,829,128.40
(b) Bank Stock Tax		66,182.64	66,545.51
	<hr/>	<hr/>	<hr/>
	\$37,749,140.30	\$37,713,651.92	\$41,351,219.18
State Aid—			
(a) Relief Fund		\$ 3,447,499.00	\$ 4,095,919.86
Tax Rate	\$ 4.85	4.55	4.61

H. S. Reichenstein,
 City Clerk.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

The following communications were received and read:

State of New Jersey
Department of Local Government

Trenton, April 15, 1940.

Mr. Harry S. Reichenstein, Clerk.
City of Newark,
County of Essex,
Newark, New Jersey.

Re: City of Newark

Dear Sir:

There is enclosed one copy of the 1940 adopted budget of the City of Newark, County of Essex, which has been approved by the Commissioner of Local Government.

Very truly yours,

W. G. Coward, Assistant Supervisor
For: Walter R. Darby,
Commissioner of Local Government.

State of New Jersey
Department of Local Government

Trenton, April 16, 1940.

Mr. Edward D. Balentine, Secretary
Essex County Board of Taxation,
Hall of Records,
Newark, New Jersey.

Re: City of Newark

Dear Sir:

This office under today's date has mailed the certification of approval

issued by the Commissioner of Local Government on the adopted budget of the City of Newark, County of Essex. This adopted budget shows \$22,369,-111.32 as the amount to be raised by taxation for local purposes in the year 1940, less Article VI Debt Service of \$1, 283, 499.75, making a net figure of \$21,085,611.57.

Cancellation of my order of March 27, 1940, with reference to this municipality is hereby authorized, provided that the 1940 tax levy provides for the above amount of local purpose tax.

Very truly yours,

N. D. Dorsett, Field Supervisor.
For: Walter R. Darby
Commissioner of Local Government.

State of New Jersey
Department of Local Government

Trenton, April 15, 1940.

**ADOPTED BUDGET
CERTIFICATION
CITY OF NEWARK**

It is hereby certified that the attached 1940 adopted budget of the City of Newark, County of Essex, complies with all the requirements of R. S. App. A:4-25 and R.S. App. A: 4-26.

Said approval is given under the authority of R.S. App. A:4-27.

It is also certified that the attached budget complies with the requirements of R.S. 40:2-23.

N. D. Dorsett, Field Supervisor.
For: Walter R. Darby.
Commissioner of Local Government.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, the New Hope Missionary Baptist Association, Inc. has been the owner of record, since 1930, of premises known as No. 27 Hartford Street, Newark, Block 415, Lot 48; and

WHEREAS, said premises were assessed at a valuation of \$1,900, tax \$75.62, in 1931; and \$1,900, tax \$72.20 in 1932; and \$1,900, tax \$62.12, in 1933; and \$1,900, tax \$69.35, in 1934, and \$1,400, tax \$47.04 in 1935; and \$2,300, tax \$87.63, in 1936; and

WHEREAS, said owner is a religious corporation organized under the laws of the State of New Jersey and has, since the date of the acquisition of said property in 1930, actually and exclusively used said property for religious purposes and should, therefore, have been tax exempt;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the New Hope Missionary Baptist Association, Inc. be granted an exemption from all real estate taxes heretofore enumerated and levied against its property, No. 27 Hartford Street, Newark, Block 415, Lot 48, that said taxes be cancelled and that the Comptroller be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Benjamin Newman is an honorably discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal

property but failed to obtain the same for 1939;

WHEREAS, on October 1st, 1938, Benjamin Newman was the owner of record of premises known and designated as Block 3042, Lot 71, 69-71 Girard Place, Newark, which was assessed at a valuation of \$10,400.00; tax \$473.70;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Benjamin Newman be granted an exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 3042, Lot 71, 69-71 Girard Place, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

WHEREAS, Warren P. Coon is an honorably discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property but failed to obtain the same for 1939;

WHEREAS, on October 1st, 1938, Warren P. Coon was the owner of record of premises known and designated as Block 1938, Lot 65, 442 Fourth Avenue, Newark, which was assessed at a valuation of \$5,000.00; tax \$227.50;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Warren P. Coon be granted an exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 1938, Lot 65, 442

Fourth Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William L. Gilroy is an honorably discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property but failed to obtain the same for 1939;

WHEREAS, on October 1st, 1938, William L. Gilroy was the owner of record of premises known and designated as Block 4126-A, Lot 43, 6 Richelieu Place, Newark, which was assessed at a valuation of \$6,000.00, tax \$273.00;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said William L. Gilroy be granted an exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 4126A, Lot 43, 6 Richelieu Place, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Raphael Taub is an honorably discharged veteran entitled

to a total annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain the same for 1939; and

WHEREAS, on October 1st, 1938, the said Raphael Taub was the owner of personal property located at 55 Central Avenue, Newark, which was assessed at a valuation of \$1,000 tax \$45.50;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Raphael Taub be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the same exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Edward Fay is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, on October 1st, 1938, Edward Fay was the owner of record of premises known and designated as Block 1799, Lot 62, 175½ South 7th Street, Newark, New Jersey, which was assessed at a valuation of \$3,700.00, tax \$168.35;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Edward Fay be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 1799, Lot 62, 175½ South 7th Street, Newark, and that the Receiver be and he is hereby au-

thorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Prosecutor in the matter of Edward Fenias and Newark Citizens Union, Prosecutor, vs. Harry E. Reichenstein, City Clerk of the City of Newark, Respondent, has had costs of \$5,030.35 taxed against the respondent by the New Jersey Supreme Court, as costs due the prosecutor on his judgment on certiorari to call a special election for City Manager-Council form of government; copy of bill of taxed costs being attached hereto and made a part hereof; and

WHEREAS, the amount thereof has been included in an appropriation for "Special Election for Referendum on City Manager-Council Form of Government" in the 1940 Budget;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of \$5,030.35 be and the same is hereby appropriated for the payment of the aforesaid costs, obtained by Israel B. Greene, Attorney for Edward Fenias and Newark Citizens Union in the aforesaid matter; and the Director of the Department of Revenue and Finance be and he is hereby authorized to make payment to Mr. Greene, as attorney aforesaid, upon delivery by him of Warrant for Satisfaction of Judgment, which is to be in duplicate

to be retained by the office of the Director of the Department of Revenue and Finance, the form thereof to be approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, the premises located at Herbert Place and the Passaic River, being a parcel of land 80.27 feet by 280.47 feet, fronting on the Passaic River and immediately south of and adjacent to the southerly line of Herbert Place, are not presently needed for use by the Port Newark Operations, Department of Public Affairs, and the rental from such property will increase the income of this division;

THEREFORE BE IT RESOLVED, that the Director of the Department of Public Affairs be and he hereby is authorized and directed to enter into a lease with the Pittsburgh Plate Glass Company for the said parcel of land, at a yearly rental of \$500.00 for a period of ten years, commencing May 1, 1940, all as shown on map No. A-971 dated March 26, 1940, said lease to contain a provision for the payment by the said Pittsburgh Plate Glass Company of the sum of \$2,000.00 to the City for the use and occupation of said premises for a period of four years immediately preceding the date of this proposed lease; said lease to be in form and substance as approved by the Director of Public Affairs and the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for repairing certain equipment in the boiler room, pump room and City Hall basement, and Helwig Welding is the lowest bidder, for the sum of Seventy dollars (\$70.00);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property is authorized to contract for the aforesaid work, in accordance with the specifications on file in the office of the said Director, with the Helwig Welding, for the sum of Seventy Dollars (\$70.00).

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for the repair of cable on No. 2 Car, Board of Education Building, and the Otis Elevator Company is the lowest responsible bidder for Twenty-four dollars (\$24.00);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director

of the Department of Parks and Public Property is authorized to contract for the said work accordingly.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Forage for the Departments of Public Works, Public Affairs and Public Safety; also for Retreading tires for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7096 dated March 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and de-

livering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Groceries for the various institutions in the Department of Public Works, for the period of six (6) months from May 5, 1940, to the following named firms, in the approximate amounts set opposite their respective names:

M. Augenblick & Brother, Inc.	\$ 5,724.80
DeBow & Company	722.84
John Gialanella	1,815.04
Herman Kussy Company.....	28,201.74
Seeman Brothers	279.45
R. C. Williams	2,233.80
S. Gumpert Company	619.44

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7214 dated April 3, 1940, the Department of Central Purchase publicly so-

licitated, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

JAMES H. MILLER & COMPANY—
 Newark, N. J.

(Public Affairs)

Approx. 10,000 bags Portland cement (Section 406-407 Bureau of Streets Standard Spec.) @ .57 bag.

Approx. 300 bags White Cement, A. S.T.M., spec. @ \$1.55 bag.

Approx. 300 bags Common Hydrated Lime A.S.T.M. Spec. @ .29 bag.

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No.

7097 dated March 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

DIXIE UNIFORM COMPANY—
Newark, N. J.

(Public Works)

Approx. 17-1/6 dozen Nurses' Uniforms, as per specifications, @ \$27.49 dozen.

Approx. 6½ dozen Blouses, Hospital Linens as per specifications @ \$13.25 dozen.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the

law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7214 dated April 3, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefor be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

AMERICAN-LAFRANCE-FOAM-
ITE CORPORATION—
Elmira, N. Y.

(Public Safety)

One (1) or more of any or all American-LaFrance motor repair parts, as per list on file in the office of the Department of Central Purchase.

CLINTON SQUARE AUTO SUPPLY
COMPANY—Newark, N. J.

(For departments requiring motor repair parts mentioned below)

One (1) or more of any or all American-LaFrance motor parts.

One (1) or more of any or all Ahrens-Fox Motor Parts.

One (1) or more of any or all White Motor Parts.

One (1) or more of any or all Buick Motor Parts.

One (1) or more of any or all Ford Motor Parts.

(All list less 40% discount).

GRIGGS MOTOR SALES, INC.—
Newark, N. J.

(For departments requiring Ford repair parts).

One (1) or more of any or all Ford Motor parts, list less 35% discount

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the replacing of hot water storage tank at the Morris Avenue Public Bathhouse, Newark, N. J.; and

WHEREAS, August R. Mueller, having bid the sum of One thousand, six hundred thirty-nine dollars (\$1,639.00), which proposal has been accepted as the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the

City of Newark, that the proposal of said August R. Mueller be and the same is hereby accepted and the contract awarded to August R. Mueller, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Addressograph Operator be and the same is hereby created in the Emergency Relief Division of the Department of Public Works, at a salary of \$1,200 per annum, effective April 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the title of Senior Departmental Mail Clerk be and the same is hereby created in the Emergency Relief Division of the Department of Public Works, at a salary of \$1,320 per annum, effective April 16, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the title of Stenotypist be and the same is hereby created in the Emergency Relief Division of the Department of Public Works at a salarying of \$1,200 per annum, effective April 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Mayor Ellenstein offered the following resolution:

Name	Bureau	Present Salary Year	Increased To Year
Ralph Petosa	Airport	\$ 1,800.00	\$ 2,050.00
Leo Creedon (Port Newark Operations)	Streets	1,740.00	2,050.00
Anthony Marinello	Water	2,000.00	2,050.00
John Caldbeck	Water	1,740.00	2,050.00
Jay Monteith Staats	Water	1,800.00	2,050.00
Nicholas Forcella	Water	2,000.00	2,050.00
Russell M. Hoernig	Engineering	1,800.00	2,050.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the eligible list promulgated by the Civil Service Commission as the result of a promotional examination held for the position of Clerk in the salary range \$2,001-\$2,500, per annum, expires April 20, 1940; and

WHEREAS, seven employees have successfully passed this examination, and the Civil Service Commission have certified their names as being eligible for appointment to the position of Clerk in the salary range \$2,001-\$2,500 per annum; and

WHEREAS, it is deemed equitable that these men should be promoted to the first increment above the minimum of the grade in order that it will not be necessary for them to take an additional examination for promotion out of their present grade; at a total of \$1,470 per annum;

THEREFORE, BE IT RESOLVED, that the following employees in the Department of Public Affairs be and the same hereby are increased in compensation to the amounts set opposite their respective names, effective April 16, 1940:

Nay: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing on the weekly payrolls of the Department of Parks and Public Property as

hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

SHADE TREE

The following men are being appointed as temporary laborers at a wage of Sixty cents (\$.60) per hour, effective as of the dates shown after their respective names. These men are needed for additional seasonal work:

Vito Vitello, April 22nd, 1940.
Andrew DiBeila, April 22nd, 1940.
James Rogers, April 22nd, 1940.
Norman Axt, April 22nd, 1940.
John J. Fox, April 22nd, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Department of Revenue and Finance has, for the past two and a half years, been carrying on a long-range plan of re-organization, reclassification of duties, standardizing and equalizing salaries; and

WHEREAS, in said Department there existed nineteen subdivisions, some of which overlapped, causing a duplication of functions, with no cohesive and intelligent supervisory power; and

WHEREAS, in said Department there exists many titles and positions, said titles, positions and duties in many instances were unrelated to the type of work performed by said employees; and

WHEREAS, said conditions were brought to the attention of the Civil Service Commission, whose approval has been secured to the creation of the following new supervisory authority, titles, equalization of salaries commensurate with duties now performed; and

WHEREAS, the coordination of the nineteen sub-divisions into nine with the following adjustment of salaries, the creation of titles and the supervisory power and titles have been temporarily approved by the Civil Service; and

WHEREAS, said consolidation, classification and standardization of duties and salaries in the Department of Revenue and Finance is in keeping with good business principles, having reached the point where it is unfair to deprive the employees and the Department the benefits which will accrue from the operation of this consolidation, classification, standardization of salaries and duties; and

WHEREAS, said salary increases only apply to the adjustment of said salaries below \$2,200 per annum, except in the supervisory positions as indicated below; and

WHEREAS, said salary adjustments have been provided for in the 1940 Budget, which Budget is lower than the Budget for 1939, and has consistently so been since 1937, with a correspondingly lesser number of employees by seventeen as compared to 1937;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the annual salaries of the following named persons employed in the Department of Revenue and Finance be and they are hereby increased as follows:

	From	To
Tessie Danduone	Tax Board\$ 850.00	\$ 1,000.00
Mary A. Fela	Tax Board 850.00	1,000.00
Carmella Palumbo	Tax Board 850.00	1,000.00
Mildred Di Lorenzo	Tax Board 850.00	1,000.00
Margaret M. V. Long	Tax Board 850.00	1,000.00
Annette Band	Tax Board 856.00	1,000.00
Juanita West	Billing Division 1,400.00	1,600.00
Mae Slattery	Billing Division 1,400.00	1,600.00
Mary Greenspan	Billing Division 1,400.00	1,600.00
Marcella Dougherty	Billing Division 1,400.00	1,600.00
Edith Strong	Billing Division 1,400.00	1,600.00
Helen Donaly	Billing Division 1,400.00	1,600.00
Dora Gialanella	Billing Division 1,400.00	1,600.00
James Lonfonte	Addressograph Division 1,400.00	1,600.00
Joseph Costa	Addressograph Division 1,400.00	1,600.00
Robert Dice	Addressograph Division 1,400.00	1,600.00
Herbert Vanderbilt	Addressograph Division 1,400.00	1,600.00
Milton Isaacson	Auditor's Office 1,500.00	1,750.00
Mabel Hausrath	Bookkeeping Division 1,500.00	1,750.00
Beverly Cason	Auditor's Office 1,500.00	1,750.00
Alice Schweitzer	Auditor's Office 1,500.00	1,750.00
Arthur Dornbusch	Counter Division 1,500.00	1,750.00
Irene Adams	Board of Assessment for Local Improvements 1,600.00	1,750.00
Frank Platts	Bookkeeping Division 1,750.00	2,015.00
Nathan Segal	Bookkeeping Division 1,750.00	2,015.00
Leo D. Schwartz	Surveying Division 1,750.00	2,015.00
Chester L. Hatfield	Counter Division 1,750.00	2,015.00
Joseph Levine	Counter Division 1,750.00	2,015.00
James Rizzolo	Counter Division 1,750.00	2,015.00
Patrick R. Doyle	Comptroller's Office 1,750.00	2,015.00
Benjamin Gittleman	Comptroller's Office 1,750.00	2,015.00
Philip J. McElroy, Jr.	Comptroller's Office 1,750.00	2,015.00
Patsy D'Aloia	Cashier's Division 1,750.00	2,015.00
Edward G. Hennebury	Cashier's Division 1,750.00	2,015.00
Rocco G. Rotunda	Cashier's Division 1,750.00	2,015.00
Joseph J. Scrifignano	Cashier's Division 1,750.00	2,015.00
Herbert Baer	Arrearage Division 1,750.00	2,015.00
Dominic B. Ambrose	Treasurer's Division 1,750.00	2,015.00
Samuel N. Emin	Treasurer's Division 1,750.00	2,015.00
Leo J. Schweitzer	Treasurer's Division 1,750.00	2,015.00
Myndert Bonnema	Arrearage Division 1,750.00	2,015.00
Allen Centanni	Arrearage Division 1,750.00	2,015.00
John A. Cooper	Arrearage Division 1,750.00	2,015.00
John R. Gocs	Arrearage Division 1,750.00	2,015.00
Kenneth R. Manser	Arrearage Division 1,750.00	2,015.00
John J. McGrath	Arrearage Division 1,750.00	2,015.00
Frederick O'Brien	Arrearage Division 1,750.00	2,015.00
Albert F. Wickens	Arrearage Division 1,750.00	2,015.00
John R. Edwards	Treasurer's Division 1,800.00	2,015.00
Walter Moore .. .	Addressograph Division 2,000 00	2,200 00
Samuel M. Corin .. .	Counter Division 2,000 00	2,200 00

	From	To
Walter D. Wynne Counter Division	2,000.00	2,200.00
Herbert Bacharach Comptroller's Office	2,000.00	2,200.00
John H. Powers Comptroller's Office	2,000.00	2,200.00
Marjorie Black Cashier's Division	2,000.00	2,200.00
Sam Green Cashier's Division	2,000.00	2,200.00
George J. Moore Cashier's Division	2,000.00	2,200.00
Raymond F. Price Cashier's Division	2,000.00	2,200.00
Emil J. Schaumer Arrearage Division	2,000.00	2,200.00
Walter Bonnett Arrearage Division	2,000.00	2,200.00
Sidney Downs Arrearage Division	2,000.00	2,200.00
Edward W. Janata Arrearage Division	2,000.00	2,200.00
Charles A. Mueller Arrearage Division	2,000.00	2,200.00
Edith Cole Billing Division	2,000.00	2,200.00
Charles Tedesco Director's Office	2,000.00	2,200.00
Sylvester McMahon Treasurer's Office	2,000.00	2,200.00
John C. Ryan Treasurer's Office	2,000.00	2,200.00
Thomas E. Armstrong Comptroller's Office	2,100.00	2,200.00
May V. Byrne Tax Board	2,100.00	2,200.00
Charles W. Moosbrugger Bookkeeping Division	2,000.00	2,200.00

BE IT FURTHER RESOLVED, enue and Finance, pending final ap-
that the following positions and titles, proval and promotional examination
with the said salary ranges, are here- by the Civil Service Commission:
by created in the Department of Rev-

AUDITOR-TREASURER DIVISION:

Chief Accountant	\$ 5,000.00	\$ 6,000.00
First Assistant Accountant	4,001.00	4,500.00
Accountants	3,501.00	4,000.00
Paying Teller	3,501.00	4,000.00
Assistant Paying Teller	3,001.00	3,500.00

CASHIER'S DIVISION:

Chief Cashier	3,501.00	4,000.00
First Assistant Cashier	3,001.00	3,500.00
Second Assistant Cashier	2,501.00	3,000.00
Receiving Tellers	2,000.00	2,500.00

COUNTER DIVISION:

Chief Counterman	3,001.00	3,500.00
First Assistant Counterman	2,501.00	3,000.00
Counterman	2,001.00	2,500.00

TAX ACCOUNTING—BILLING AND ADDRESSOGRAPH DIVISION:

Chief Tax Accountant	3,501.00	4,000.00
First Assistant Tax Accountant	3,001.00	3,500.00
Second Assistant Tax Accountant in charge		
Addressograph	2,501.00	3,000.00
Bookkeepers	2,500.00	3,000.00

ARREARAGE DIVISION:

	From	To
Chief Arrearage Collector	3,001.00	3,500.00
First Assistant Arrearage Collector	2,501.00	3,000.00

**BOARD OF ASSESSMENT AND REVISION
OF TAXES:**

Secretary	4,501.00	5,000.00
Assistant Secretary	3,501.00	4,000.00
Tax Assessors	3,001.00	3,500.00
Chief Surveyor	4,501.00	5,000.00
First Assistant Surveyor	3,501.00	4,000.00
Surveyor-Draftsman	3,001.00	3,500.00

COMPTROLLER'S OFFICE:

Assistant to Acting Comptroller	3,001.00	3,500.00
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The above increases to become effective as of April 15th, 1940, and to be paid semi-monthly as other salaries are paid.

Nay: Commissioner Byrne.

Commissioner Franklin offered the following resolution:

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the salaries of the following named employees in the various sub-divisions of the Department of Public Works be and the same are hereby increased to the amounts set opposite their respective names, same to become effective April 16, 1940:

NEWARK CITY HOSPITAL:

Name	Titles	Present Salary	Increased To
Michael Gougerty	Night Superintendent	\$ 2,000.00	\$ 2,120.00
Mae Donlin	Clerk-Stenographer	1,920.00	2,040.00
Lillian Knoll	Clerk-Stenographer	1,380.00	1,500.00
May Jelly	Clerk	1,620.00	1,740.00
Elsie Martin	Clerk	1,440.00	1,560.00
Joseph McTague	Porter	936.00	996.00
Lee McTague	Orderly	969.00	780.00
Victor Mintz	Porter	960.00	1,080.00
Margaret Ritchie	Historian	1,980.00	2,100.00
Rebecca Ritchie	Assistant Historian	1,500.00	1,620.00
Agnes Girard	Porter	816.00	936.00
Mary Bell	Telephone Operator	1,080.00	1,200.00
Mary Cosgrove	Telephone Operator	960.00	1,080.00
Teresa Geary	Telephone Operator	1,440.00	1,500.00
Loretta McCormick	Telephone Operator	1,320.00	1,440.00

Name	Titles	Present Salary	Increased To
Sully Alfone	Borgue Custodian	1,440.00	1,560.00
Anthony Centenni	Jr. Laboratory Tech.	960.00	1,080.00
Dolores J. Fay	Jr. Laboratory Tech.	960.00	1,080.00
Beatrice Hay	Laboratory Technician	1,800.00	1,920.00
John W. Hughes	Jr. Laboratory Tech.	1,200.00	1,320.00
Meyer Levy	Laboratory Technician	1,400.00	1,520.00
Agnes B Mazzei	Laboratory Technician	1,320.00	1,400.00
Morris Sommers	Jr. Laboratory Technician	960.00	1,080.00
Helen Teimer	Jr. Laboratory Technician	1,500.00	1,620.00
Jane Abbey Wilson	Laboratory Technician	2,040.00	2,160.00
Elizabeth Bryant	Housemaid	660.00	744.00
Katherine Fitzpatrick	Porter	780.00	840.00
John Harrison	Orderly	780.00	840.00
Annie Leary	Housemaid	720.00	780.00
Dominick Puleo	Orderly	696.00	780.00
Margaret Kress	Housemaid	660.00	720.00
Louis Vagie	Orderly	780.00	840.00
Frank Wright	Porter	780.00	840.00
Emma Oschwald	Pharmacist	1,800.00	1,920.00
Abraham Shmelnik	Anesthetist	4,500.00	4,700.00
Ruth Clark	Clerk	1,400.00	1,560.00
Esther Aseltine	Resident Nurse	1,200.00	1,260.00
Anna Belbey	Resident Nurse	1,200.00	1,260.00
Ella Bentley	Resident Nurses	1,400.00	1,500.00
Sophie Boteler	Resident Nurse	1,200.00	1,260.00
Catherine Donk	Resident Nurse	960.00	1,020.00
Janet V. Dietsch	Resident Nurse	960.00	1,020.00
Inez Fernandez	Resident Nurse	960.00	1,020.00
Anna Glunk	Resident Nurse	1,080.00	1,140.00
Frances Goldberg	Resident Nurse	1,400.00	1,500.00
Elizabeth Holbert	Resident Nurse	1,200.00	1,260.00
Catherine Hunt	Resident Nurse	1,080.00	1,140.00
Dorothy Keller	Resident Nurse	1,080.00	1,140.00
A. Lila Larner	Resident Nurse	960.00	1,020.00
Kathleen Linaberry	Resident Nurse	1,200.00	1,260.00
Ann L. Lupo	Resident Nurse	1,080.00	1,140.00
Ethel J. Pierce	Resident Nurse	960.00	1,020.00
Lucille Plott	Resident Nurse	1,080.00	1,140.00
Elizabeth Schaar	Resident Nurse	960.00	1,020.00
Lorena Schmidt	Resident Nurse	960.00	1,020.00
Yolanda Arboline	Under Nurse	696.00	780.00
Helen M. Dauth	Under Nurse	696.00	780.00
Ellen Donnelly	Under Nurse	804.00	864.00
Bertha Drimer	Under Nurse	696.00	780.00
Mary Glynn	Under Nurse	804.00	864.00
Martha Harlow	Under Nurse	696.00	780.00
Elizabeth King	Under Nurse	804.00	864.00
Helen Mazurk	Under Nurse	696.00	780.00
Catherine McTiernan	Under Nurse	804.00	864.00
Ann Stevens	Under Nurse	696.00	780.00

Name	Titles	Present Salary	Increased To
Anna Weiss	Under Nurse	804.00	864.00
Daniel Bastian	Orderly	780.00	840.00
George Bonnett	Orderly	696.00	780.00
Charles Bonorand	Orderly	780.00	840.00
Joseph Borodowsky	Orderly	780.00	840.00
George Boyette	Orderly	696.00	780.00
Patrick Brady	Orderly	780.00	840.00
Thomas Burns	Orderly	780.00	840.00
Herbert Catlow	Orderly	696.00	780.00
Albert Capodanno	Orderly	780.00	840.00
Nicholas Cocuza	Orderly	696.00	780.00
Michael Connelly	Orderly	780.00	840.00
James A. Cummings	Orderly	696.00	780.00
Frank D'Adelzio	Orderly	696.00	780.00
James Donnelly	Orderly	696.00	780.00
Michael Ennis	Orderly	780.00	840.00
William Fanning	Orderly	696.00	780.00
Herman Fournier	Orderly	696.00	780.00
James Garvey	Orderly	780.00	840.00
John Gavin	Orderly	780.00	840.00
Carmine Giamis	Orderly	696.00	780.00
Anthony Gedlinski	Orderly	780.00	840.00
John Gray	Orderly	696.00	780.00
Walter Hackett	Orderly	780.00	840.00
James Harty	Orderly	780.00	840.00
Paul Katzin	Orderly	780.00	840.00
Henry Koehler	Orderly	696.00	780.00
Anthony Laubach	Orderly	780.00	840.00
Louis Lawrence	Orderly	780.00	840.00
Victor Leonardis	Orderly	696.00	780.00
John Liparullo	Orderly	780.00	840.00
George Marcel	Orderly	780.00	840.00
William McElligott	Orderly	780.00	840.00
Martin McLean	Orderly	696.00	780.00
Louis Meola	Orderly	696.00	780.00
Frank Misenhelder	Orderly	780.00	840.00
Thomas Moore	Orderly	780.00	840.00
Patrick Mullarkey	Orderly	780.00	840.00
Patrick Mulligan	Orderly	780.00	840.00
Mark Murphy	Orderly	696.00	780.00
Alfonso Nobile	Orderly	780.00	840.00
Frank Pingitore	Porter	780.00	840.00
Harry Purdy	Orderly	696.00	780.00
William Reed	Orderly	696.00	780.00
Frank Reilly	Orderly	696.00	780.00
Leonard Rita	Orderly	696.00	780.00
William Russell	Orderly	780.00	840.00
Gertrude Vagie	Laundry Worker	780.00	840.00
Agnes Wall	Laundry Worker	780.00	840.00
William A. Wall	Laundry Worker	780.00	840.00

Name	Titles	Present Salary	Increased To
Edward Walsh	Laundry Worker	780.00	840.00
Sarah Walsh	Laundry Worker	816.00	876.00
Mary Ward	Laundry Worker	696.00	780.00
Fanny Wells	Laundry Worker	780.00	840.00
William A. Coleman	Storekeeper	2,400.00	2,520.00
Harold Murray	Porter	816.00	876.00
Edward Farrell	Ambulance Driver	2,000.00	2,120.00
Patrick Finnegan	Ambulance Driver	2,000.00	2,120.00
Ann Conway	End Cook	804.00	864.00
Mary Daly	Porter	720.00	780.00
Grace Davis	Housemaid	576.00	660.00
Caroline Flock	Housemaid	660.00	720.00
Nora Gerlach	Housemaid	660.00	720.00
Vera Hannack	Housemaid	660.00	720.00
Marie Hertling	Porter	720.00	780.00
Ada Mabee	Housemaid	576.00	660.00
Mary McDermott	Housemaid	660.00	720.00
Mary Menandez	Housemaid	576.00	660.00
Mary Quigley	Porter	720.00	780.00
Minnie Scafa	Housemaid	576.00	660.00
Anna Sisco	Porter	720.00	780.00
Aletta Smith	Laundry Worker	696.00	780.00
William Spencer	Porter	780.00	840.00
Ada Wagenbach	Porter	720.00	780.00
Goldie Wilkins	Porter	780.00	840.00
Mary Zeltner	Porter	720.00	780.00
James J. O'Shea	Carpenter-Helper	2,040.00	2,160.00
William J. Smith	Carpenter-Helper	1,980.00	2,160.00
Morris Gotlieb	Orderly	696.00	780.00
James Kinner	Orderly	780.00	840.00
William McNamee	Orderly	696.00	780.00
Henry Quien	Elevator Operator	780.00	840.00
Fred Treger	Orderly	780.00	840.00
Pennington Whitehead	Elevator Operator	816.00	876.00
George Yeitter	Porter	816.00	876.00
Frank Zabbarino	Elevator Operator	780.00	840.00
Richard Devlin	Orderly	696.00	780.00
Nellie Leahy	Laundry Worker	780.00	840.00
Nora McLoughlin	Laundry Worker	780.00	840.00
Rose Mendenbach	Laundry Worker	816.00	876.00
Josephine Mercuri	Laundry Worker	780.00	840.00
Mary Miller	Laundry Worker	780.00	840.00
Yolanda Pero	Laundry Worker	696.00	780.00
Roy Quien	Laundry Worker	780.00	840.00
Gertrude Reape	Laundry Worker	780.00	840.00
Elizabeth Reilly	Laundry Worker	816.00	876.00
Molly Reilly	Laundry Worker	780.00	840.00
Martha Singer	Laundry Worker	816.00	876.00
Catherine Taaffe	Laundry Worker	780.00	840.00
James Telesco	Orderly	696.00	780.00

Name	Titles	Present Salary	Increased To
Joseph Lang	Porter	780.00	840.00
John McDonald	Porter	780.00	840.00
Bernard A. Rush	Orderly	696.00	780.00
Angelo Spatola	Porter	780.00	840.00
John Wagenbach	Orderly	780.00	840.00
Charles Weiss	Porter	780.00	840.00
Frank Weissman	Porter	780.00	840.00
Dora Sielski	Resident Nurse	1,080.00	1,140.00
Helen Sirback	Resident Nurse	960.00	1,010.00
Jean Smith	Resident Nurse	1,320.00	1,380.00
Doris Vander Doesde Bye	Resident Nurse	960.00	1,010.00
Ive Van Dusen	Resident Nurse	1,200.00	1,200.00
Hazel Warner	Resident Nurse	1,200.00	1,200.00
Tillie Zakaluk	Resident Nurse	960.00	1,010.00
Amelia Zartler	Resident Nurse	1,440.00	1,500.00
Nora Bennett	Seamstress	864.00	924.00
Elizabeth Sullivan	Housemaid	696.00	780.00
Bertha Jackson	Dining Room Maid	696.00	780.00
Mary Meyer	Dining Room Maid	696.00	780.00
Catherine Squillero	Dining Room Maid	780.00	840.00
Mary Campbell	Porter	780.00	840.00
Philip Clark	Porter	780.00	840.00
Thomas Costello	Orderly	780.00	840.00
Delia Ellis	Porter	780.00	840.00
Josephine Gil Pillares	Dining Room Maid	696.00	780.00
Margaret Keenan	Porter	780.00	840.00
Elizabeth Scofield	Porter	780.00	840.00
Catherine Shannon	Porter	780.00	840.00
Mary Welch	Housemaid	780.00	840.00
James Embler	Porter	780.00	840.00
Mary Rees	Kitchen Maid (Diet)	696.00	780.00
Margaret Slattery	Porter	780.00	840.00
Fred Thrall	Orderly	696.00	780.00
Corine T. Ballard	Prenatal Nurse	1,740.00	1,800.00
Louise M. Geisler	Prenatal Nurse	1,620.00	1,680.00
Erminia Marinaro	Prenatal Nurse	1,620.00	1,680.00
Helen McNally	Prenatal Nurse	1,620.00	1,680.00
Kathleen Ronnie	Prenatal Nurse	1,740.00	1,800.00
Sylvia Sanders	Prenatal Nurse	1,740.00	1,800.00
Delia V. Thiel	Prenatal Nurse	1,740.00	1,800.00
Adam Bien	Orderly	780.00	840.00
John Buckley	Porter	780.00	840.00
Michael Demato	Orderly	696.00	780.00
William Delahanty	Orderly	780.00	840.00
William Dunlavey	Orderly	780.00	840.00
Edward Ellis	Porter	780.00	840.00
Martin Gaffney	Orderly	696.00	780.00
John Gleason	Orderly	780.00	840.00
August McEvilly	Orderly	696.00	780.00

Name	Titles	Present Salary	Increased To
John Reardon	Porter	780.00	840.00
Joseph Reilly	Porter	780.00	840.00
Lona Allen	Laundry Worker	780.00	840.00
Mary Arthur	Laundry Worker	696.00	780.00
Edward J. Barrett	Laundry Worker	780.00	840.00
Anna Bemko	Laundry Worker	696.00	780.00
Henrietta Blood	Laundry Worker	780.00	840.00
Mary Blythe	Laundry Worker	780.00	840.00
Doris Braunschweig	Laundry Worker	696.00	780.00
Mary R. Brennan	Laundry Worker	816.00	876.00
Anna Briody	Laundry Worker	780.00	840.00
Louise Capodanno	Laundry Worker	696.00	780.00
Mary Casey	Laundry Worker	780.00	840.00
Catherine Carraher	Laundry Worker	696.00	780.00
Anna Cifello	Laundry Worker	696.00	780.00
Catherine Clark	Laundry Worker	780.00	840.00
Joseph Daly	Laundry Worker	696.00	780.00
John Dugan	Laundry Helper	730.00	840.00
Edith Fischer	Laundry Worker	696.00	780.00
Lillie Golden	Laundry Worker	696.00	780.00
Mary Havey	Laundry Worker	816.00	876.00
Frank M. Heidel	Laundry Worker	780.00	840.00
Benjamin Saenger	Orderly	696.00	780.00
Charles Sagale	Orderly	696.00	780.00
Charles Sohl	Orderly	696.00	780.00
Joseph Spalletta	Orderly	696.00	780.00
Abraham Spitkove	Orderly	696.00	780.00
John Steffanelli	Orderly	696.00	780.00
Anthony Tannelli	Orderly	780.00	840.00
John Tipiady	Orderly	780.00	840.00
John J. Toohey	Orderly	780.00	840.00
William Torlucci	Orderly	780.00	840.00
Ernest Walton	Orderly	696.00	780.00
August Welland	Orderly	780.00	840.00
William Whittly	Orderly	780.00	840.00
Raymond Witucki	Orderly	696.00	780.00
Bessie Alexander	Housemaid	660.00	720.00
Josephine Annatelli	Housemaid	576.00	660.00
Annie Baker	Housemaid	660.00	720.00
Tessie Beatty	Housemaid	576.00	660.00
Catherine Bennett	Housemaid	660.00	720.00
Anna Bliss	Housemaid	660.00	720.00
Betty Breen	Housemaid	660.00	720.00
Liza Brown	Housemaid	660.00	720.00
Adele Cascella	Housemaid	576.00	660.00
Rachel Coles	Housemaid	660.00	720.00
Mabel Collins	Housemaid	660.00	720.00
Annie Eaton	Housemaid	720.00	780.00
Mary A. Fives	Housemaid	660.00	720.00

Name	Titles	Present Salary	Increased To
Narcissus Flowers	Housemaid	660.00	720.00
Laura Gilmore	Housemaid	660.00	720.00
Margaret Goode	Housemaid	660.00	720.00
Helen Harnod	Porter, Nurse Hn.	720.00	780.00
Mary Jenkins	Housemaid	660.00	720.00
Laura Jones	Housemaid	660.00	720.00
Lucille Jones	Housemaid	660.00	720.00
Alberta Johnson	Housemaid	576.00	660.00
Ada Jorden	Housemaid	660.00	720.00
Rose Karst	Housemaid	660.00	720.00
Joan Klein	Housemaid	576.00	660.00
Ida McDonnell	Housemaid	660.00	720.00
Margaret McFarlane	Housemaid	576.00	660.00
Bridget McGlynn	Housemaid	720.00	780.00
Louisa Migner	Housemaid	576.00	660.00
Mary Murphy	Housemaid	576.00	660.00
Anna O'Neill	Housemaid	660.00	720.00
Willie Parker	Housemaid	720.00	780.00
Mary Powell	Housemaid	660.00	720.00
Jily Risk	Housemaid	630.00	720.00
Pessie Sanders	Housemaid	630.00	720.00
Eleanor Thompson	Housemaid	660.00	720.00
Margaret Walker	Housemaid	630.00	720.00
Mae Young	Housemaid	660.00	720.00
Mary Zcepfel	Housemaid	660.00	720.00

NEWARK CONVALESCENT HOSPITAL:

William E. Ferguson	Resident Physician	4,000.00	4,500.00
Sarah W. Green	Resident Nurse	960.00	1,020.00
Mary J. Devlin	Resident Nurse	960.00	1,020.00
Wilma Greswell	Under Graduate Nurse	780.00	840.00
Alice Connelly	Under Graduate Nurse	684.00	744.00
Helen Miller	Under Graduate Nurse	780.00	840.00
Charlotte Montgomery	Under Graduate Nurse	780.00	840.00
Emma Dorsch	Under Graduate Nurse	720.00	780.00
Nancy Morrison	Under Graduate Nurse	780.00	840.00
Julia Zboyan	Under Graduate Nurse	696.00	780.00
Joseph Antel	2nd Cook	1,080.00	1,140.00
Frederick Vonderan	Kitchen Helper	780.00	840.00
Bernard Drury	Kitchen Helper	600.00	684.00
William Hughes	Orderly	780.00	840.00
Frank J. Paddock	Orderly	600.00	684.00
Walter Rakowsky	Orderly	696.00	780.00
Seraphim C. Louis	Orderly	696.00	780.00
Anthony Racioppi	Orderly	696.00	780.00
John Venezia	Orderly	696.00	780.00
Thomas Lynch	Orderly	696.00	780.00
Henry Keys	Orderly	696.00	780.00

Name	Titles	Present Salary	Increased To
Theodore Ahrens	Porter	780.00	840.00
August Gerding	Porter	684.00	744.00
John Groel	Porter	780.00	840.00
Sarah McCormick	Porter	444.00	744.00
Margaret Antal	Porter	684.00	744.00
Alice McDonnell	Porter	780.00	840.00
William Clark	Porter	780.00	840.00
Anna Madlinger	Housemaid	780.00	840.00
Mary R. Keenan	Housemaid	684.00	744.00
Rose Antal	Housemaid	600.00	684.00
Mary Reid	Porter	780.00	840.00

OUTDOOR POOR DEPARTMENT:

Rose N. Donovan	Mgr. Family Services Div.....	2,500.00	2,800.00
Anna B. Fuchs	Registrar	1,500.00	1,680.00
Theresa Getchius	Registrar	1,800.00	1,980.00
Ruth E. Hess	Clerk-Typist	1,560.00	1,740.00
Marion Kennedy	File Clerk	1,080.00	1,200.00
Elenor M. Knochel	Tel-Operator	1,200.00	1,440.00
Augusta J. Koehler	Clerk-Stenographer	1,740.00	1,860.00
Owen A. Malady	Overseer of the Poor	6,000.00	6,500.00
Margaretha D. Ochs	Clerk-Typist	960.00	1,080.00
Fanny Windholz	Clerk-Typist	960.00	1,080.00

BUREAU OF HEALTH:

Louise R. Alling	Health Nurse	1,200.00	1,320.00
Margaret M. Baird	Health Nurse	1,320.00	1,500.00
Inez Basnett	Social Worker	1,320.00	1,500.00
Florence E. Becker	Attendant	960.00	1,080.00
Loretta Birtwistle	Attendant	960.00	1,080.00
William T. Boland	F. & D. Inspector	2,000.00	2,250.00
Edith Breidinger	Health Nurse	1,800.00	1,920.00
Anita M. Bryant	Health Nurse	1,320.00	1,500.00
Catherine E. Bundschuh	Clerk-Typist	1,860.00	2,000.00
Nan E. Callan	Health Nurse	1,320.00	1,500.00
James Caprio	Attendant	1,500.00	1,740.00
Michael H. Carr	F. & D. Inspector	2,000.00	2,250.00
Thomas Caufield	F. & D. Inspector	2,000.00	2,250.00
James Centanni	Attendant	2,400.00	2,500.00
Edward Cerato	Attendant	1,500.00	1,740.00
Wilbur J. Clark	Sanitary Inspector	2,000.00	2,250.00
Peter Cohen	Multigraph Operator	2,200.00	2,400.00
Arthur J. Cokeley	Meat Inspector	2,000.00	2,250.00
Obadiah S. Cole	Asst. Chief Insp.		
	Contag. Dis. Div.	2,760.00	3,060.00
Fred A. Colatrella	Laboratory Assistant	1,620.00	1,800.00
Grace Colson	Health Nurse	1,320.00	1,500.00
Joseph E. Connolly	Asst. Chief F. & D. Insp.....	3,000.00	3,300.00

Name	Titles	Present Salary	Increased To
Alice S. Cook	Health Nurse	1,200.00	1,320.00
Clifford Cook	Culture Coll.	2,000.00	2,250.00
Dr. Charles V. Craster	Health Officer	8,500.00	9,000.00
Thomas N. Croghan	Asst. Bact.	2,900.00	3,050.00
Edith D'Amato	Health Nurse	1,200.00	1,380.00
Michael A. D'Andrea	Lab. Helper	960.00	1,200.00
Nicholas D. D'Auria	Asst. Chemist	1,740.00	2,000.00
Joseph J. DeGennaro	Sanitary Inspector	1,620.00	1,800.00
John DeMaio	Meat Inspector	2,000.00	2,250.00
John F. Dempsey	Sanitary Inspector	2,000.00	2,250.00
Charles E. Devine	Health Inspector	2,760.00	3,000.00
Florence Doerzbacher	Health Nurse	1,320.00	1,500.00
James Dolan	F. & D. Inspector	2,000.00	2,250.00
Bernard J. Drolet	Chief Veter.	3,100.00	3,500.00
Loretta H. Elder	Health Nurse	1,648.00	1,800.00
Helen Elting	Health Nurse	1,320.00	1,500.00
Philip V. Fava	Dist. Physician	1,000.00	1,200.00
M. J. Fine	Chief	3,500.00	3,800.00
William F. Fitzgerald	Orderly	900.00	960.00
James Fogarty	Porter	1,056.00	1,200.00
Theodore A. Freeman	Porter	1,056.00	1,200.00
Helen R. Gillick	Health Nurse	1,320.00	1,500.00
Bernard A. Gilsenan	Sanitary Inspector	2,000.00	2,250.00
Eugene Ginley	Porter	1,056.00	1,200.00
Milton oGodman	Soc. Invest.	1,620.00	1,800.00
Harry B. Greene	Sanitary Inspector	2,000.00	2,250.00
Rosalie G. Gross	Clerk-Stenographer	1,860.00	2,000.00
Frederika Haer	Asst. Super.		
	Nurses & Clinics	2,000.00	2,200.00
Isabel Gough Haggerty	Health Nurse	1,200.00	1,380.00
Charles A. Hallgring	Chief Plumbing Inspector	3,500.00	5,700.00
Joseph Hearl	Meat Inspector	2,000.00	2,250.00
Nathan Herskowitz	Clerk-Typist	1,920.00	2,100.00
Helen Hiekey	Health Nurse	1,320.00	1,500.00
Eva L. Hill	Health Nurse	1,320.00	1,500.00
Mary J. Heban	Health Nurse	1,320.00	1,500.00
Aaron H. Horland	Dist. Physician	1,000.00	1,200.00
Helen Hughes	Health Nurse	1,320.00	1,500.00
M. J. Hughes	Veterinarian	2,400.00	3,700.00
Malcolm B. Hunter	Multigraph Operator	2,820.00	3,000.00
Lillian Jenkins	Health Nurse	1,300.00	1,500.00
Cora N. Kimball	Clerk	1,920.00	2,100.00
Edna E. Kindt	Nurse	1,320.00	1,500.00
Jeanette Laplace	Health Nurse	1,200.00	1,380.00
John Levine	Plumbing Inspector	2,780.00	2,900.00
Henry Linfanti	Sanitary Inspector	2,000.00	2,250.00
John F. Lynch	Sanitary Inspector	2,000.00	2,250.00
Charles J. Maguire	Sanitary Inspector	2,000.00	2,250.00
Anna Maloney	Health Nurse	1,800.00	1,920.00
Michael C. Manning	Clerk-Typist	1,900.00	2,100.00

Name	Titles	Present Salary	Increased To
Richard J. Martin	Plumbing Inspector	2,580.00	2,780.00
Joseph A. Matthews	Clerk-Typist	1,680.00	1,800.00
Mary F. McGuinness	Stenographer-Clerk	1,920.00	2,040.00
Leo J. McManus	Chief Dentist	1,200.00	1,500.00
Patricia E. McNulty	Health Nurse	1,320.00	1,500.00
William J. Merklin	Meat Inspector	2,000.00	2,500.00
Anna L. Meyer	Health Nurse	1,520.00	1,640.00
Clarence Mignone	Sanitary Inspector	2,000.00	2,250.00
H. P. Miller	District Physician	1,000.00	1,200.00
Edith Kreitchman	Jr. Laboratory Technician	960.00	1,080.00
Lena R. Mitchell	Attendant	960.00	1,080.00
Patrick J. Monaghan	Supv. Plumb. Insp.	3,180.00	3,400.00
John R. Mooney	Orderly	960.00	1,080.00
Esther M. Morgan	Health Nurses	1,440.00	1,600.00
Irene M. Morris	Health Nurses	1,440.00	1,600.00
Cyrus J. Mullen	Sanitary Inspector	2,000.00	2,250.00
Daniel J. Murphy	Plumbing Inspector	2,780.00	2,900.00
Marcia A. Mutz	Health Nurse	1,320.00	1,500.00
Frederick W. Nichols	Sanitary Inspector	2,500.00	2,760.00
Christopher C. Nugent	Chief Sanitary Inspector	2,800.00	3,100.00
Christopher C. Nugent, Sr.	Messenger	1,056.00	1,200.00
Gerald F. O'Connor	Food and Drug Inspector	2,000.00	2,250.00
Kathleen B. O'Toole	Clerk-Stenographer	1,980.00	2,100.00
Algernon A. Phillips	District Doctor	1,000.00	1,200.00
George Polaner	District Doctor	1,000.00	1,200.00
Grace E. Powell	Clerk	1,740.00	1,800.00
Richard F. Powell	Food and Drug Inspector	2,000.00	2,250.00
Mary M. Powers	Health Nurse	1,200.00	1,380.00
Anna Ramos	Social Worker	1,320.00	1,500.00
Agnes Reilly	Health Nurse	1,320.00	1,500.00
H. E. Ricketts	District Doctor	1,000.00	1,200.00
Muriel H. Roberts	Health Nurse	1,320.00	1,500.00
James V. Rowe	Attendant	1,500.00	1,740.00
Elizabeth C. Russell	Health Nurse	1,440.00	1,600.00
Melvina H. Ryan	Super. Nurses and Clinics	2,300.00	2,500.00
Nicholas Schlumberco	Asst. Pharmacist	1,620.00	2,000.00
Hilda Schoenheit	Health Nurse	1,800.00	1,920.00
Frank W. Sena	District Physician	1,000.00	1,200.00
Samuel G. Sharwell	Chief Fd. & Drug Insp.	3,500.00	3,700.00
Frank M. Shea	Clerk-Bookkeeper	3,600.00	3,800.00
Benj. Shill	District Physician	1,000.00	1,200.00
Harry S. Silver	Clinic Physician	900.00	1,000.00
Henry Simon	District Physician	1,000.00	1,200.00
Marie Speer	Health Nurse	1,200.00	1,380.00
Guiseppa Spinosa	Sanitary Inspector	2,000.00	2,250.00
Cecelia L. Stearns	Health Nurse	1,320.00	1,500.00
Oscar B. Stevens	Chief Pharm.	2,300.00	2,550.00
Hilda E. Sullivan	Health Nurse	1,320.00	1,500.00
Stephen Tafaro	Sanitary Inspector	2,000.00	2,250.00
Charles Tatz	Fd. & Drug Insp.	1,620.00	1,800.00

Name	Titles	Present Salary	Increased To
Charles E. Thompson	Fd. & Drug Insp.	2,000.00	2,250.00
Yancy S. Thompson	Social Inves.	1,620.00	1,740.00
Harold K. Dwork	Clinic Physician	600.00	900.00
Vivian B. Tonkin	Health Nurse	1,320.00	1,500.00
Patrick Tremarco	Special Officer	1,300.00	1,420.00
William Trimpin	Food and Drug Insp.	1,620.00	1,800.00
Arthur Viscide	Clerk-Stenographer	1,920.00	2,100.00
Ellen Wade	Health Nurse	1,200.00	1,380.00
Charles A. Wallack	District Physician	1,000.00	1,200.00
John Watson	Sanitary Inspector	2,000.00	2,250.00
Sarah Welsh	Health Nurse	1,648.00	1,800.00
Stephanie Worbitz	Health Nurse	1,200.00	1,380.00
Clifton C. Wright	Attendant	960.00	1,200.00
Michael Yankowicz	District Physician	1,000.00	1,200.00
William H. Young	Asst. Health Officer	4,200.00	4,500.00
Clara E. M. Zechinato	Health Nurse	1,200.00	1,380.00
Harold R. Horwitz	Dentist	600.00	750.00
Herbert Miller	Dentist	600.00	750.00
Irving Willner	Asst. Director TB	1,200.00	1,500.00
Albert S. Zweibel	Dentist	600.00	750.00
James Wescomb	Orderly	960.00	1,080.00
James Abernathy	Orderly	960.00	1,080.00
Bernard H. Bach	Orderly	960.00	1,080.00
Otto Guenther	Orderly	960.00	1,080.00
Catherine A. Henry	Orderly	960.00	1,080.00
Irene Herbst	Orderly	960.00	1,080.00
Matilda Osterweil	Orderly	960.00	1,080.00
William Pittaro	Orderly	960.00	1,080.00
Leslie I. Swanwick	Orderly	960.00	1,080.00
Theodore Roman	Food & Drug Insp	1,620.00	1,800.00

DEPARTMENT OF PUBLIC AFFAIRS:

Mae C. Boettner	Social Investigator	1,500.00	1,680.00
Bernard J. Dunphy	Social Investigator	1,680.00	2,000.00
Marie A. Garrigan	Social Investigator	1,500.00	1,680.00
Katherine M. Flatt	Social Investigator	1,500.00	1,680.00
Jacob A. Kaplowitt	Social Investigator	1,680.00	2,000.00
Mary G. Walsh	Social Investigator	1,500.00	1,680.00

DIRECTOR'S OFFICE:

Minette Mooney	Clerk-Stenographer	1,620.00	1,800.00
Teresa M. O'Connor	Clerk-Stenographer	1,620.00	1,800.00
Lilian Douglas	Telephone Opr.-Typist	1,200.00	1,440.00
George Molinelli	Clerk	1,500.00	1,740.00
Emily Grabaz	Sr. Clerk-Stenographer	1,260.00	1,500.00

Name	Titles	Present Salary	Increased To
BUREAU OF BATHS:			
Joseph B. Adams	Life Guard	1,320.00	1,380.00
Nicola Arcaro	Orderly	960.00	1,080.00
Theresa Arnold	Cleaner and Helper	1,440.00	1,500.00
Elizabeth Beil	Attendant—Life Guard	1,740.00	1,860.00
Macey L. Brown	Attendant—Life Guard	1,320.00	1,380.00
Edith Burkhardt	Attendant—Life Guard	1,500.00	1,560.00
Michael Caputo	Cleaner and Helper	1,440.00	1,500.00
Ralph Caprio	Superintendent	2,500.00	2,700.00
Herman Chieppa	Attendant	1,080.00	1,140.00
Daniel Cronin	Bath Attendant	1,560.00	1,680.00
James L. Dechesser	Attendant	1,740.00	1,860.00
Roberta M. Dillingham	Attendant	960.00	1,020.00
Benedict Dispenzire	Attendant—Life Guard	1,320.00	1,380.00
James D. Eyre	Attendant—Life Guard	1,500.00	1,560.00
Anna Ford	Attendant	1,440.00	1,500.00
Edward Garrigan	Orderly	960.00	1,020.00
Irene Glennon	Attendant—Life Guard	1,320.00	1,380.00
Jacob Hartman	Attendant	1,080.00	1,140.00
Mina K. Hartmann	Attendant	1,080.00	1,140.00
Olympia Iaello	Cleaner and Helper	1,320.00	1,380.00
Joseph A. Jordan	Attendant	960.00	1,020.00
Mary E. Lee	Attendant	1,320.00	1,380.00
Amos Liloia	Orderly	960.00	1,020.00
Ralph V. Luongo	Cleaner & Helper	1,080.00	1,140.00
Rita Lutter	Attendant—Life Guard	1,740.00	1,880.00
Catherine Lyons	Attendant	1,080.00	1,140.00
John MacKenzie	CleanerHelper	1,440.00	1,500.00
Marshall MacKenzie	Attendant—Life Guard	1,740.00	1,860.00
James A. Mahan	Attendant	960.00	1,020.00
Nelson Manning	Attendant—Life Guard	1,320.00	1,380.00
Helen Matthews	Cleaner & Helper	1,560.00	1,680.00
Mary Eyre	Cleaner & Helper	1,440.00	1,500.00
Mary A. McConnell	Attendant	1,740.00	1,860.00
Mae McGroary	Attendant	960.00	1,020.00
Mary McGurty	Attendant	1,560.00	1,680.00
Nellie Meserendino	Bath Attendant	1,440.00	1,500.00
William J. Meyler	Attendant	1,080.00	1,140.00
Michael Murphy	Attendant—Life Guard	1,500.00	1,560.00
Rocco Nicoletta	Attendant	960.00	1,020.00
Salvatore Onore	Cleaner & Helper	1,560.00	1,680.00
Joseph Passaic	Attendant—Life Guard	1,860.00	1,920.00
Moe Pincus	Attendant	1,440.00	1,500.00
Anna Policastro	Orderly	960.00	1,020.00
Andrew R. Robertson	Institutional Repairman	2,100.00	2,300.00
Carmine Rosamilia	Attendant	1,860.00	1,920.00
Angelo Sarno	Cleaner and Helper	1,400.00	1,500.00
Frederick C. Scheffick	Attendant	1,740.00	1,860.00
Bernard Smith	Superintendent	2,300.00	2,500.00

Name	Titles	Present Salary	Increased To
Henry Torre	Attendant	960.00	1,020.00
Anna Updike	Attendant—Life Guard	1,320.00	1,380.00
J. Edward Walker	Attendant	960.00	1,020.00
Michael Walsh	Attendant	1,560.00	1,680.00
Mary Warren	Attendant	1,320.00	1,380.00
Alice Weller	Cleaner & Helper	1,560.00	1,680.00
William H. Weller	Superintendent	2,500.00	2,700.00
Frank Zarra	Cleaner & Helper	1,080.00	1,140.00
John Onore	Cleaner & Helper	960.00	1,020.00

IVY HILL POWER PLANT:

Alan J. Smith	Supervisor	2,200.00	2,400.00
Maurice M. Durkin	Institutional Repairman	2,100.00	2,300.00
John Hamill	Institutional Repairman	2,400.00	2,580.00
Benedict Helmstetter	Porter	1,056.00	1,200.00
George Kinney	Utility Man	2,400.00	2,580.00
Jerry Ringi	Utility Man	2,100.00	2,280.00

NEWARK CITY ALMS HOUSE:

Patrick J. White	Superintendent	3,300.00	3,800.00
Eugenia H. Skillman	Matron	1,500.00	1,600.00
Angela M. Toole	Clerk-Telephone Operator	1,320.00	1,500.00
Frederick W. Becker	Physician	1,500.00	2,000.00
Ida J. Schlessler	Resident Nurse	1,080.00	1,200.00
Margaret Connolly	Ward Maid	720.00	780.00
Julia Ryan	Ward Maid	600.00	660.00
Catherine Degnan	Ward Maid	600.00	660.00
Angela Cabrelli	Ward Maid	720.00	840.00
Eleanor Rahill	Ward Maid	720.00	840.00
Helen B. Henry	Ward Maid	600.00	660.00
Herbert I. Thurston	Orderly	600.00	660.00
George Bockstein	Orderly	960.00	1,080.00
John E. Kelly	Orderly	600.00	660.00
Samuel Ross	Orderly	960.00	1,080.00
Dominick Verderese	Orderly	960.00	1,080.00
Kenneth Gallagher	Orderly	960.00	1,080.00
Charles Juliano	Orderly	960.00	1,080.00
John Castle	Orderly	960.00	1,080.00
Leo Gries	Orderly	960.00	1,080.00
Edward Tuite	Orderly	240.00	600.00
George Geimer	Orderly	960.00	1,080.00
Herbert Turner	Orderly	600.00	660.00
Peter Coleman	Watchman	1,140.00	1,240.00
Elmer H. Wilson	Watchman	1,400.00	1,500.00
Frederick E. Burke	Watchman	1,400.00	1,500.00
Charles F. Reilly	Watchman	1,400.00	1,500.00
Cora A. Collins	Seamstress	720.00	780.00

Name	Titles	Present Salary	Increased To
Elizabeth O'Connor	Seamstress	720.00	780.00
Anthony J. Kilkenny	Farm Hand	840.00	960.00
Albert J. Piccinini	Farm Hand	840.00	960.00
Stephen Andruski	Farm Hand	840.00	960.00
August Gaivach	Farm Hand	840.00	960.00
Bernard O'Reilly	Stableman	1,440.00	1,500.00
Catherine B. Horns	Cook	960.00	1,080.00

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark that the following changes appearing on the payrolls of the Department of Parks and Public Property for the second-half of April, 1940 be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Robert E. Carey, Cleaner, who was suspended April 1, 1940 for absence without leave, was granted a hearing by the Executive Office, and reinstated as of April 16, 1940.

William O'Shea, General Carpenter, who was suspended April 1, 1940, for absence without leave, was granted a hearing by the Executive Office and reinstated as of April 16, 1940.

Gertrude M. Byrne, temporarily appointed Telephone Operator, effective April 16, 1940, at a salary of \$20.00 per week.

Miss Byrne will be employed during the illness of Anne Judson.

Benjamin Krusch, Plasterer Mason, transferred from Shade Tree Bureau to Public Buildings for one day, April 16, 1940, and transferred back to Shade Tree Bureau, April 17, 1940, at a salary of \$14.50 per day.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lewis L. Ransom (Columbia Laundry, owner); for the construction and operation of an engine and boiler room for laundry in a 2nd business district; premises 272-278 South Twelfth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Commissioner Franklin: I move that further consideration of this application be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

April 16, 1940.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40;55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

973 Bergen Street; Standard Oil Co. of New Jersey, owner; in a 2nd business district the construction of lubritorium in present gasoline station; same to be constructed and operated in conformity with the rules of this Board and in accordance with plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

18-20 Edison Place Nick Caputo; renewal of permit for automobile

parking station, such use to be limited to the period of one year ending March 10, 1941;

*219-243 Mulberry Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of year ending March 1, 1941;

*98-100 Commerce Street and 9-13 Lawrence Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 2, 1941.

Respectfully submitted,

Board of Adjustment,
R. B. Rankin, Secretary.

Ordered filed, and a copy sent to each Commissioner.

The City Clerk: Mr. Mayor, there is referred to this Board for hearing date to be set, over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, four zoning matters, three of which are renewals and can be disposed of at this time, and one the fourth one there were no objectors and the applicant has requested a suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these four cases.

Commissioner Murphy: I move we suspend the rules in these cases.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS On an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Standard Oil Co. of New Jersey, owner; for the construction of lubritorium in present gasoline station in a 2nd business district; premises 973 Bergen Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered

the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Estate of Aaron Feist, owner); for the renewal of permit for automobile parking station; premises 18-20 Edison Place; such use to be limited to the period of one year ending March 10, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Ser-

vice (City of Newark, owners); for the renewal of permit for automobile parking station; premises 219-243 Mulberry Street; such use to be limited to the period of one year ending March 1, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Office, the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Howard Savings Institution, Superintendent of Insurance, State of New York; Alice W. Colquitt; and the Commerce Realty Co., Inc., owners); for the renewal of permit for automobile parking station; premises 98-100 Commerce Street and 9-13 Lawrence Street; such use

to be limited to the period of one year ending March 2, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark,

Housing and maintenance of all

property, real and personal, owned or possessed by the City of Newark,

Maintenance of all buildings owned or leased by the City of Newark.

All telephone and telephone connections, including all trunk lines,

Housing and maintenance of all motor and horse drawn vehicles,

Parks,

Shade Tree Division,

Building Department,

Insurance Fund Commission,

Housing Authority,

Printing and Stationery Division,

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationery Division;

Division of Central Purchase

and shall perform all of the duties now or hereafter imposed by law with respect thereto.

Vincent J. Murphy

Upon the call of the roll Commissioners Byrne and Murphy voted Aye; Commissioner Franklin and Mayor Ellenstein voted No.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED: By the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works and the Director of the Department of Public Works is hereby vested with all the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Upon the call of the roll Commissioners Byrne and Murphy voted Aye; Commissioner Franklin and Mayor Ellenstein voted No.

Mayor Ellenstein The resolution

having received but two votes is declared not carried.

RESOLVED: By the Board of Commissioners of the City of Newark, that all of the Executive, Administrative, judicial and legislative authority and duties given by any statutes, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Licenses

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the hous-

ing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Upon the call of the roll Commissioners Byrne and Murphy voted Aye; Commissioner Franklin and Mayor Ellenstein voted No.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED: By the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or here-

tofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts,

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Upon the call of the roll Commissioners Byrne and Murphy voted Aye; Commissioner Franklin and Mayor Ellenstein voted No.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED: By the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets	ing, Collection and Auditing functions thereof,
Street Cleaning	Airport
Refuse Collection	Docks
Sewers	Passaic River Waterfront
Water Department, except the Billing, Collection and Auditing function thereof,	Municipal Waterfronts
Airport	Port Newark Development.
Docks	Art Commission
Passaic River Waterfront	Free Public Library
Municipal Waterfronts	Museum
Port Newark Development	Board of Education
Art Commission	Newark Technical School
Free Public Library	District Courts
Museum	City Clerk
Board of Education	and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).
Newark Technical School	Vincent J. Murphy
District Courts	
City Clerk	

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets
 Street Cleaning
 Refuse Collection
 Sewers

Water Department, except the Bill-

Upon the call of the roll Commissioners Byrne and Murphy voted Aye; Commissioner Franklin and Mayor Ellenstein voted No.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

We will now proceed, there being no other business, to endeavor to fill the vacancy which exists in the City Commission. Are there any presentations that the City Commission have to make?

Commissioner Byrne: Thomas F. Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas F. Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye; contrary no, the Clerk will call the roll.

On the roll call, Commissioner Byrne votes Aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted No.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Louis R. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abbruzzese. As many as are in favor of Mr. Abbruzzese being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abbruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Dr. Ames Filippone. As many as are in favor of Dr. Ames Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein Dr. Filippone
having received but two votes will
still practice medicine.

Are there any other presentations?

I present the name of Mr. Frank
Cozzoline. As many as are in favor
of Mr. Cozzoline being chosen to fill
the vacancy will signify by saying
aye, contrary no; the clerk will call
the roll.

On roll call, Commissioner Frank-
lin and Mayor Ellenstein voted aye;
Commissioners Byrne and Murphy
voted no.

Mayor Ellenstein: Mr. Cozzoline
having received but two votes is de-
clared not elected.

Are there any other presentations?

Commssioner Murphy: I move that
we adjourn.

Commissioner Byrne: I second the
motion.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M ELLENSTEIN

PEARCE R. FRANKLIN

JOS. M. BYRNE, JR.

VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, New Jersey.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 24, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Murphy, Mayor Ellenstein, Acting Director Keenan.

Mayor Ellenstein: The meeting will come to order the Clerk will read the minutes of the previous meeting.

The minutes of the meeting of April 17th, 1940 were read in full.

The City Clerk presented An Ordinance providing for the vacation of all that part of North Fourth Street, also known as Branch Brook Place, as the same is laid out 60 feet wide on map of property of Forest Hill Realty Company, made March, 1907, Lehlbach Brothers, Newark, N. J., thirty feet in width between the center line and the easterly side line of said street, and extending from the northerly line of Verona Avenue, northerly to a line parallel to and distant 449.30 feet measured northerly at right angles from said northerly line of Verona Avenue," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing; Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the vacation of all that part of North Fourth Street, also known as

Branch Brook Place, as the same is laid out 60 feet wide on map of property of Forest Hill Realty Company, made March, 1907, Lehlbach Brothers, Newark, N. J., thirty feet in width between the center line and the easterly side line of said street, and extending from the northerly line of Verona Avenue, northerly to a line parallel to and distant 449.30 feet measured northerly at right angles from said northerly line of Verona Avenue," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of all that part of North Fourth Street, also known as Branch Brook Place, as the same is laid out 60 feet wide on map of property of Forest Hill Realty Company, made March, 1907, Lehlbach Brothers, Newark, N. J., thirty feet in width between the center line and the easterly side line of said street, and extending from the northerly line of Verona Avenue, northerly to a line parallel to and distant 449.30 feet measured northerly at right angles from said northerly line of Verona Avenue.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend Sec-

tion 4, of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in the City of Newark,' adopted July 1, 1931," adopted September 14, 1938, and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced on information.

Commissioner Murphy: I move this ordinance be laid over for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$80,000 Equipment Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that this ordinance be laid over for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of Water Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance concerning the operation and maintenance of open air parking stations in the City of Newark and providing for the licensing thereof, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move that this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require the employment of workers at prevailing wage and upon an eight hour day basis upon all contracts of the City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature, and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced on information.

Commissioner Murphy: I move that the ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance requiring the Union Label on all stationery and printing, and stated that today was the time fixed for a

further hearing, this being the adjourned date for same.

Commissioner Murphy: I move you that the ordinance be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-two Thousand, One Hundred Forty Dollars and Eighteen Cents (\$22,140.18) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years

Taxes Granted by State

Board of Tax Appeals\$22,140.12

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-one Thousand Seven Hundred Sixty-eight Dollars and Ninety-Eight Cents (\$51,768.98) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Stenographic Services\$ 260.00
Reserve for Overpayment
—Comptroller 1,464.45

Reserve for Overpayment	
—Tax Receiver	44.53
Pension Funds	50,000.00
	<hr/>
	\$ 51,768.98

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred One Dollars and Eighty-eight Cents (\$901.88) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the supplementary payrolls of the Tax Receiver and Tax Board, Department of Revenue and Finance from March 2, 1940 to April 10th, 1940, inclusive, as follows:

Tax Receiver	\$676.88
Tax Board	225.00
	<hr/>
	\$901.88

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Thirty-seven Dollars and Fifty Cents (\$237.50) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the Supplementary payroll of the Auditor's Office, Department of Revenue and Finance from March 19th, 1940 to April 11th, 1940, inclusive, as follows:

Auditor's Office \$237.50

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Thirty Thousand Seven Hundred Twenty-nine Dollars and Thirty-four Cents (\$30,729.34) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 25,483.17
Bureau of Baths	1,947 22
Newark City Hospital (Reserve for Liabilities 1939)	3,088.50
Convalescent Hospital (Reserve for Liabilities 1939)	210 45
	<hr/>
	\$ 30,729.34

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of One Thousand, Six Hundred Nineteen Dollars and Eighty-one Cents (\$1,619.81) be and the same is

hereby appropriated to the person named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Reserve for Liabilities:

Printing and Stationery	\$1,506.00
Shade Tree	419.81
	<hr/>
	\$1,619.81

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Six Hundred and Twenty-five Dollars (\$625.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Maintenance of Dog Pound\$625.00

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Five Hundred Twelve Dollars and Twelve Cents (\$3,512.12) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks

and Public Property for weeks ending April 17th and April 20th, 1940, as follows:

Shade Tree	\$2,222.12
Public Buildings	1,290.00
	<hr/>
	\$3,512.12

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred One Thousand, Five Hundred Two Dollars and Six Cents (\$101,502.06) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Contingent	\$ 198.27
Miscellaneous Revenue	
Not Anticipated	10.00
Motors	8,196.91
Street Cleaning	8,251.39
Public Lighting	30,671.71
Motors (Reserve for Liabilities)	7.12
Newark Museum	12,500.00
Free Library	41,666.66
	<hr/>
	\$101,502.06

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Four Hundred Ten Dollars and Twenty-four Cents (\$7,410.24) be and the same hereby is appropriated to the persons named, as per certified list, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Second River Sewer Maintenance	\$ 255.20
Joint Outlet Sewer Maintenance	7,155.04
	<hr/>
	\$7,410.24

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, Eight Hundred Thirty-six Dollars and Twenty-five Cents (\$7,836.25) be and the same hereby is appropriated to the persons named, as per certified list, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA Project 6951-7)	\$7,171.00
Public Lighting (WPA Project 7218-0)	18.34
Street Cleaning (WPA Project 6409-7)	586.91
Museum Extension (WPA Project 4510-O-A) ..	60.00
	<hr/>
	\$7,836.25

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-nine Thousand, One Hundred Fifty-eight Dollars and Twenty-two Cents (\$39,158.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending April 17, 1940:

Port Newark Operations	\$ 2,574.25
Bureau of Motors	2,635.97
Bureau of Streets	2,105.76
Bureau of Sewers	983.94
House Sewer Connections..	372.33
Bureau of Street Cleaning	21,367.58
Street Construction	252.00
Bureau of Water	8,866.39
	<hr/>
	\$ 39,158.22

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Willard M. Atherton is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed value of his real and personal property; and

WHEREAS he obtained an exemption on only \$200.00, tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 1947, Lot 56, 365-367 Roseville Avenue, Newark, which property was assessed at a valuation of \$9,700.00; tax \$441.35;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Willard M. Atherton be granted a further exemption of \$300.00, tax \$13.65 for 1939; and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Peter L. Filippone is an honorably discharge veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption of only \$200.00; tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1938 the owner of record of property located at Block 491, Lot 77 and 79, 181-187 Clifton Avenue, Newark, which property was assessed at a valuation of \$14,500.00, tax \$659.75;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Peter L. Filippone be granted a further ex-

emption of \$300.00, tax \$13.65 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Alex Hastreiter is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption of only \$200.00, tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 3015A, Lot 10, 881 South 20th Street, Newark, which property was assessed at a valuation of \$9,400.00, tax \$427.70;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Alex Hastreiter be granted a further exemption of \$300.00, tax \$13.65 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Frank M. Bagwell is

an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$200.00, tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4262, Lot 5, 15 Midland Place, Newark, which property was assessed at a valuation of \$6,200.00, tax \$282.10;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Frank M. Bagwell be granted a further exemption of \$300.00, tax \$13.65 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Harry A. Towle is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$200.00, tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 756, Lots 46-45, 765-767 DeGraw Avenue, Newark, which property was assessed at a valuation of \$7,000.00, tax \$318.50;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Harry A. Towle be granted a further exemption of \$300.00, tax \$13.65 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS: The National Fire Protection Association will hold its forty-fourth annual meeting at Atlantic City, on May 7th to 15th, inclusive, to act on the report of the Electrical Committee, and consider the approval of the National Electrical Code, Electrical Ordinances and other subjects having to do with electricity as affecting life and property; and,

WHEREAS, Ralph B. Ward, Chief of the Electrical Bureau of the City of Newark, is a member of the National Fire Protection Association, a member of the Electrical Committee of that body, and a member of the Electrical Committee of the United States Conference of Mayors;

NOW, THEREFORE, BE IT RESOLVED, That Ralph B. Ward, Chief of the Electrical Bureau, be instructed to attend said meeting at Atlantic City, New Jersey, and that the expense incurred by said Ralph B. Ward in attending said meeting, not in excess of Fifty-five Dollars (\$55.00), be paid upon the same being approved by the Acting Director of the Department of Public Safety.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, By resolution adopted March 27, 1940, the City of Newark gave its approval to the proposed Food "Stamp Plan" to be instituted by the Federal Surplus Commodities Corporation, in the City of Newark; and,

WHEREAS, in connection with the carrying out of the said Stamp Plan, it is necessary for the City of Newark to enter into an agreement with the Federal Surplus Commodities Corporation, and the State Financial Assistance Commission of the State of New Jersey;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that Director of the Department of Public Works be and he is hereby authorized to enter into said agreement, copy of which is hereto attached and made a part hereof, and the City Clerk is hereby authorized to certify to the authority of the Director of the Department of Public Works in connection with the signing of the said agreement.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Works Projects Administration Project Number 5219 Sub-Project 1-14,

to provide employment for 91 persons to be taken from the relief rolls of the City to be employed upon a project to establish a permanent and accurate file of location by the use of maps, charts and files of all overhead utilities services in the City of Newark; and,

WHEREAS, the contribution requested of the Works Projects Administration for said project amounting to \$89,270.80 is contingent upon the expenditure of \$29,919.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$29,919.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 Budget for the operation of Work Projects Administration Projects.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its poles on both sides of Lincoln Highway, between Blanchard Street and Passaic River Bridge, as indicated on map or plan numbered 2954-K and entitled "Public Service Coordinated Transport, Distribution Department, Present and Proposed Poles in Lincoln Highway, between Blanchard Street and Passaic River Bridge, Newark, N. J." dated August 9, 1939, hereto attached and made a part hereof, and that said poles be and are hereby relocated as shown on said map or plan.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property has received many inquiries and requests to lease the property known as the "Liderwood Triangle," located at Elizabeth and Hawthorne Avenues, in the City of Newark, New Jersey; and,

WHEREAS, the Director of the Department of Parks and Public Property deems that it will be for the best interests of the City to lease the said property;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for bids for the leasing of the property known as "Lidgerwood Triangle," located at Elizabeth and Hawthorne Avenues, Newark, and that the said bids be received by him under specifications to be prepared by the said Director of the Department of Parks and Public Property, approved by the Law Department. Said lease to contain a sixty day recapture clause.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, The City of Newark is the owner of certain lands in the City of Newark, Essex County, New Jersey, described on the Tax Maps of the City of Newark, as follows:

89-41 Jones Street, Block 239, Lot 8;

114-126 Walnut Street, Block 915, Lots 10, 11, 12, 13, 14, 15, 16;

264, 266 Chestnut Street, Block 956, Lot 52, 53; and

258-260 Chestnut Street, Block 956, Lot 55, 56;

AND WHEREAS, said lands are not convenient or needed for public use by the City;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that by virtue of and in accordance with the provisions of Revised Statutes of New Jersey 40-60-26, said lands above described be sold at public sale, to the highest bidder, for cash, after public advertisement given in a newspaper circulating in the municipality at least once a week, for two weeks, prior to such sale;

AND BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance be and he hereby is authorized to sell said lands to the highest bidder, for cash; provided that the highest offer received at such sale, in the opinion of the said Director of the Department of Revenue and Finance, be a fair and equitable one and for the best advantage of the City of Newark to accept;

AND BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance and the City Clerk hereby are authorized and directed to execute a Bargain and Sale

Deed to the purchaser upon compliance with the Conditions of Sale.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property desires to file a project application with the Work Projects Administration to provide employment for persons to be taken from the relief rolls of the City, on a project to decorate with murals the Council Chamber of the City of Newark; and

WHEREAS, the cost of said project to the City of Newark as sponsor is estimated not to exceed One Thousand Dollars;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend a sum not exceeding One Thousand Dollars for the purpose aforesaid, to be paid from funds appropriated in the 1940 Budget for the operation of Work Projects Administration Projects, and the design of said murals to be subject to the approval of the Newark Art Commission.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did collect informal bids for furnishing and installing one (1) steel flange, and also for cutting out present flange in Pump Room, according to the specifications on file in the office of the Director; and the lowest bid received was from the Holwig Welding Co., for the sum of \$55.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property solicited and received informal bids for binding ten (10) sets of Personal Property Assessments sheets, and received a bid from George A. Hardy & Son of \$52.50, which is the lowest bid received;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding nine (9) 1936 Real Estate Books, and did receive a bid from F. Enderlin & Son of \$63.00 which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7094, dated March 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid, being as follows, and the Director of Parks and Public Property and the City Clerk of the City

of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

CHARLES W. KRIEG COMPANY,
INC., Newark, N. J.

(For all Departments)

One (1) or more of any or all sizes of "Lee DeLuxe" Tires and Tubes at list prices on file in the Department of Central Purchase, less the following discounts:

DeLuxe passenger car tires — less 40% and 5%

All truck tires—less 48% and 5%

Standard Passenger Tubes—less 49%

Heavy Duty Passenger Tubes—less 55%

Truck Tubes—less 57%

Tubes purchased in dozen lots extra 10c discount:

Industrial tires—less 25%

All others—less 30%

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7279, dated April 10, 1940, the Department of Central Purchase public-

ly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder is determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

ARMORED CONCRETE CORPORATION—Newark, N. J.

(Public Affairs)

Approximately 100 City Highway Basin Heads, as per specifications @ \$44.90 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7354, dated April 17, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED: By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

P. H. RYAN, INC., Newark, N. J.

Approximately 765 bags Old Oats (75 lb. ea.) No. 2 Min. 36 lb. to bu. @ \$1.39 bag.

Approximately 119 bag Domestic Bran, pure, 100 lb. each @ \$1.70 bag

Approximately 49 tons No. 1 Timothy Hay, old, large bales @ \$25.80 ton.

Approximately 4 tons Long Rye Straw, large bales @ \$31.50 ton.

Approximately 20 tons Chamberlin's Special Feed without corn @ \$47.00 ton.

Approximately 10 bags Chamberlin's Special Feed without corn @ \$2.35 bag.

Approximately 5 tons G.L.F. 18% Dairy Feed @ \$40.00 ton.

Approximately 500 lbs. Lump Rock Salt @ .02 lb.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7149, dated March 27, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark:

NEWARK COAL COMPANY—
Newark, N. J.

(For all Departments)

Approximately 6,170 tons Buckwheat No. 1, truck delivery within City Limits, including Ivy Hill Power Plant @ \$5.79 per ton.

Approximately 100 tons Egg Coal, truck delivery within City Limits @ \$7.96 per ton.

Approximately 576 tons Stove Coal,

truck delivery within City Limits @ \$7.79 per ton.

Approximately 313 tons Nut Coal, truck delivery within City Limits @ \$7.79 per ton.

Approximately 340 tons Pea Coal, truck delivery within City Limits @ \$6.56 per ton.

HI-GRADE COAL & FUEL COMPANY, Irvington, N. J.

(For Department of Public Works and Parks and Public Property)

Approximately 15,500 tons Buckwheat No. 2, truck delivery within City Limits @ \$4.88 per ton.

Approximately 100 tons Stove Coal for Newark City Home, Verona, N. J. in 10 ton lots* @ \$8.55 per ton.

Quantity contingent upon continued operation of City Home.

GEORGE M. DEXTER, INC.,
New York.

(Department of Public Affairs)

Approximately 75 tons Nut Coal, carload delivery to Charlotteburg, N. J., @ \$6.88 ton delivered.

Approximately 75 tons Nut Coal, carload delivery to Little Falls and Cedar Grove, N. J. @ \$7.05 ton delivered.

C. & I. COAL COMPANY,
Newark, N. J.

(Public Works)

Buckwheat No. 1—carload delivery to Newark City Home, Verona, N. J.—quantity contingent upon continued operation of Newark City Home @ \$5.53 net ton delivered.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, It is necessary to have the various reservoirs of the City of Newark manned with capable and dependable men twenty-four hours a day in the year; and,

WHEREAS, There are four vacancies in the position of Assistant Reservoir Attendant in the Division of Water, Department of Public Affairs, and said positions have been filled temporarily by employees, one with the title of Chlorine Plant Operator, and three with the title of Laborer;

WHEREAS, The Civil Service Commission has promulgated an eligible list as the result of a promotional examination held open to the employees of the Department of Public Affairs, including Laborers, with the necessary qualifications; and,

WHEREAS the appointment of four Assistant Reservoir Attendants will strengthen the organization of the Division of Water, and the promotion of the four present employees will add only \$1,141.00 to the annual cost;

THEREFORE, BE IT RESOLVED, That the following employees, whose names have been certified by the Civil Service Commission as being eligible, be and they hereby are promoted to the position of Assistant Reservoir Attendant in the Department of Public Affairs, Division of Water, at a compensation of \$1,800.00 per annum, effective April 25, 1940:

Harold Quackenbush, present title, Chlorine Plant Operator, present salary, \$1,500 year.

Arthur W. Bradshaw, present title

laborer, president salary .55 hour (\$1,387 per annum).

John M. Kees, present title laborer, present salary .65 hour (\$1,620 per annum).

Rocco Battista, present title, laborer, .60 hour (\$1,552 per annum).

M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: By the Board of Commissioners of the City of Newark that the following changes appearing on the payrolls of the Department of Parks and Public Property for the second half of April, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS:

Michael Seahill, Fireman, granted a leave of absence, without pay, for a period of one month, effective as of April 24th, 1940.

Angelo Fresolone, temporarily appointed Fireman, at a salary of \$3,000.00 per annum, effective as of April 24th, 1940. Mr. Fresolone is being appointed to work during the absence of Mr. Seahill.

Charles T. Kinney, Cleaner, granted a leave of absence, without pay, for a period of two months, effective as of April 24th, 1940.

Gertrude Byrne, temporary Telephone Operator, terminated her services on April 23rd, 1940.

Anne Judson, Telephone Operator,

returned to duty on April 24th, 1940.

Margaret Dow-Dell, temporarily appointed Telephone Operator, effective April 22nd, 1940, at a salary of \$20.00 per week. Miss Dow-Dell was appointed to work during the illness of Agnes Lamb, who has been absent since April 22nd, 1940.

James L. Walsh, Elevator Operator, suspended for a period of one year, effective February 14th, 1940, for absence without permission.

SHADE TREE

Alphonse Gialanella and Benjamin Krush, temporary Plasterer Masons, transferred from the Shade Tree Bureau to the Bureau of Public Buildings, effective April 23rd, 1940 to April 30th, 1940, and transferred back to the Shade Tree Bureau, effective May 1st, 1940, at the same salary of \$14.50 per day, each.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Resolution 7365 was adopted by the Board of Commissioners of the City of Newark on April 17th, 1940, creating titles and setting up salary ranges; and,

WHEREAS, under the Board of Assessment and Revision of Taxes, the title of Secretary was created with a salary range of \$4,501.00 to \$5,000.00, and

WHEREAS, this salary range was in error having already been set at

\$6,000.00 by prior resolution of the Board of Commissioners;

THEREFORE, BE IT RESOLVED, That the salary range for the title of Secretary be \$5,501.00 to \$6,000.00.

Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

WHEREAS, the Judges of the First and Second District Courts have recommended payroll increases for the following employees of their respective Courts; and,

WHEREAS, these increases have all been provided for in the Budget of 1940;

THEREFORE, BE IT RESOLVED, That the following increases in salary be granted, effective April 15th, 1940, and to be paid semi-monthly as other salaries are paid;

FIRST DISTRICT COURT:

Arthur L. Hargreaves, from \$1,980.00 to \$2,100.00.

Ethel Goldstein, from \$1,920.00 to \$2,040.00.

Anna McGlone, from \$1,920.00 to \$2,040.00.

Beatrice Guarino, from \$1,200.00 to \$1,500.00.

Arnold Zicherman, from \$1,200.00 to \$1,500.00.

Milton Weinik, from \$1,200.00 to \$1,500.00.

SECOND DISTRICT COURT:

Frank Pictrucha, from \$1,200.00 to \$1,300.00.

Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Mayor Ellenstein offered the following resolution:

WHEREAS, Five vacancies exist in the rank of Building Inspector, in the Division of Buildings, Department of Public Safety, due to deaths and retirements in the staff; and,

WHEREAS, Building Inspector McKinney has notified the Honorable Meyer C. Ellenstein, Mayor, that he will retire on May 1st; and

WHEREAS, the duties of the Division of Buildings have been materially enlarged, through the Housing Authority Programme, Works Progress Administration Projects and a Municipal Safety Programme relative to elevators; and,

WHEREAS, this Elevator Programme should produce additional revenue to the City of Newark;

NOW, THEREFORE, BE IT RESOLVED, That John D. King and Raymond J. McKinney, having been certified as eligible by the Civil Service Commission of the State of New Jersey, be and they are hereby appointed to the position of Building Inspectors, Division of Buildings, Department of Public Safety, each at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective May 1st, 1940.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the \$325,000 Emergency Notes of the City of Newark, dated April 2, 1940, payable May 2, 1940, heretofore issued pursuant to the resolution adopted by the Board of Commissioners on the 27th day of March, 1940, are outstanding, and there are no funds in the City Treasury which are available for the payment of said notes, and the Board of Commissioners desires to renew said notes as hereinafter provided; NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Resolve as follows:

Section 1. For the purpose of renewing said outstanding \$325,000 Emergency Notes dated April 2, 1940, payable May 2, 1940, there shall be issued, pursuant to the Local Budget Law of New Jersey, notes of the City of Newark of the aggregate principal amount of \$325,000, to be designated "Emergency Notes." Said notes shall be dated the 2nd day of May, 1940, and shall be payable on the 2nd day of June, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Each of said notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and by Eugene Farrell, as Acting City Auditor, and

shall be sealed with the corporate seal of said City, and said notes and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of Law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. All moneys borrowed by the issuance of said notes shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$325,000 Emergency Notes, dated April 2, 1940, payable May 2, 1940.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Charles Handler, Esq., attorney for the owners of Block No. 3721, Lots Nos. 68, 71, 72, 73, 74, 75, 76 and 78, located on Hobson Street, between Chancellor Avenue and Keer Avenue, in the City of Newark, has petitioned the Board of Commissioners of The City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots aforesaid; and,

WHEREAS, Thomas M. Ford, a qualified real estate expert, reports that these lots are laid out in such a manner that they are of small value for development purposes, and that one of them, known as lot No. 68, is a long triangular narrow strip of land measuring forty-eight (48) feet in the widest part, beginning at lot No. 72 and tapering to a point at lot No. 75, fronting and running South on Hobson Street directly in front of the rear lots (as indicated on the attached blue print), and because of this, the lots cannot be developed unless this triangular shallow strip is merged with the rear lots; and,

WHEREAS, Mr. Ford further states that it is his opinion that the sound value of the lots, after absorption of the triangular strip, is Twenty Dollars (\$20.00) per front foot, or a total of Six Thousand and Eighty-four (\$6,084.00) Dollars for the complete frontage to a depth of one hundred (100) feet, plus Seven Hundred and Sixteen (\$716.00) Dollars for depth of land in excess of one hundred (100) feet, or a total of Six Thousand Eight Hundred (\$6,800.00) Dollars; and,

WHEREAS, the said petitioner has offered to pay Six Thousand Eight Hundred (\$6,800.00) Dollars in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lots; and,

WHEREAS, there is due and owing on all of the aforesaid lots Twenty-two Thousand, Three Hundred and

Fifty-three (\$22,353.00) Dollars, dating back to 1930 and including the first quarter of 1940;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Comptroller and the Tax Receiver be and they are hereby authorized and directed to accept the said sum of Six Thousand Eight Hundred (\$6,800.00) Dollars in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lots, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on each of the aforesaid lots be and they hereby are cancelled, upon the payment of the sum aforesaid;

FURTHER RESOLVED, That this Resolution is presented under and by virtue of Chapter 70, P. L. 33, giving the municipality the right to alteration, adjustment and settlement of taxes.

IT IS FURTHER RESOLVED, That building construction be commenced on the aforesaid property within sixty (60) days from the date hereof and the total value of the improvements to be at least \$40,000.00, otherwise this Resolution is to be null and void.

Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Murphy,
Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Mayor Ellenstein offered the following resolution:

WHEREAS the continuing dangers of our streets and highways are registered in the accidental injuries and deaths recorded each year; and,

WHEREAS, experimental work as well as actual experience over long period of time have proved that organized efforts to increase the safety of motorists and pedestrians are effective and are successful in proportion to the expenditure of time, effort and money; and,

WHEREAS, we are anxious to make even more effective the application of Engineering, Education and Enforcement for our citizenry there; fore

BE IT RESOLVED By the Board of Commissioners of The City of Newark, N. J., that the Mayor hereby is authorized to appoint members of a special traffic safety committee for the City of Newark, consisting of three members, each to head up the divisions of Education, Engineering, and Enforcement, or more members as may seem necessary and desirable; and

BE. IT FURTHER RESOLVED That a copy of this resolution be transmitted to the Essex County Traffic Safety Committee for inclusion in the official record.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lewis L. Ransom (Columbian Laundry, owner); for the construction and operation of an engine and boiler room for laundry in a 2nd business district; premises 272-278 South Twelfth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Frederick Archer, 88 Mt. Vernon Avenue, Irvington, N. J.: I represent Mrs. Isabella Anuswith of 281 South 11th Street.

Mayor Ellenstein: Are you representing the objectors?

Mr. Archer: That is right. I believe some of the objectors wish to be heard here.

Mayor Ellenstein: Suppose that you present them in the order that you want them. Do they want to be heard or do you want their presence recorded?

Mr. Archer: They want their presence recorded.

I believe that you are familiar with what was put through before the Board of Adjustment. We have 85 signatures of owners, taxpayers and tenants, and I don't know whether you are familiar with the fact that we also have a resolution out, a special committee that has investigated plants suggested by the Board.

Mayor Ellenstein: A committee of your objectors?

Mr. Archer. That is right, to see

the findings of the particular plants that were visited, just what fault we had found with that plant. I do not know whether you wish to hear the objectors first.

Mayor Ellenstein: We hear the objectors first, not the petitioners.

Mr. Archer: Well, the property owners throughout, within 200 feet of the company, the laundry, are definitely opposed to the expansion of the Columbian Laundry. The reasons as have been given to the Board of Adjustment were that the Columbian Laundry really is a nuisance, a health hazard which has been complained about many times for the past, I would say, three or four years ago? Isn't that so?

A voice: About two years ago.

Mr. Archer: The property owners have never been informed, and this is the first time in thirty or forty years that some of these property owners have been informed of the proposed expansion.

Mayor Ellenstein: Was it rejected the last time?

Mr. Archer: There were no objections:

Mayor Ellenstein: Wasn't there an application about two or three years ago to expand this laundry?

Mr. Archer: Nobody was notified.

Mayor Ellenstein: Wasn't it rejected at that time?

Mr. Archer: Not that I know of. The plant is much larger than it has been.

Mr. Russell B. Rankin (Board of Adjustment): Ever since 1928 it has been a state law, Mr. Mayor, that all property owners be notified.

Mayor Ellenstein: Was there an application, Mr. Clancy, by your client some time ago to expand?

Mr. John J. Clancy (Representing Columbian Laundry): I have just asked Mr. Hering and he said he has no recollection of having made an application in the last two years. There was an application in 1929.

Mr. Archer: There was an application to build up a tin shed in back of 279-281 South 11th Street, and according to law those within 200 feet are supposed to be informed about it.

Mayor Ellenstein: When you say that a shed was put up, that was put up about 1936 or 1937.

Mr. Archer: Only two property owners were informed, Mrs. Muller of 279 South 11th Street and Mrs. Anuswith of 281 South 11th Street.

Mayor Ellenstein: However, they were informed of this.

Commissioner Murphy: I think it might be advisable, on the part of Commissioner Byrne, sooner than have all these ladies come down, if it is not ready next week to have these ladies notified.

Mayor Ellenstein: There is no part in having you ladies down here for the greater part of the day.

Commissioner Byrne: I will notify Mr. Grimshaw and he will notify them.

Mayor Ellenstein: The motion is made and seconded that the matter be referred to Director Byrne to follow the procedure as outlined.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk: There is referred to this Board over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, two matters for a hearing date to be set one week from today. There is no suspension of rules.

The following communication was received and read:

Board of Adjustment

Newark, N. J., April 23, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

55 Lentz Avenue, Helen S. Loboda and Irene V. Dziuban, owners; in a 3rd residence district the removal from No. 54 Hawkins Street of a dwelling and store building to be erected on premises 55 Lentz Avenue;

83-85 Nesbitt Street Thomas Nicastro in a 1st industrial district the construction and operation of a gasoline station including lubritorium and automobile laundry, same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years.

Respectfully submitted,

Board of Adjustment,
R. B. Rankin, Secretary.

(Copy to be sent to each Commissioner and further action postponed for one week.)

Commissioner Murphy: I move we adjourn.

Commissioner Byrne: I second it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN

VINCENT J. MURPHY

JOS. M. BYRNE, JR.

The Board of Commissioners of

The City of Newark, N. J.

H. S. REICHENSTEIN,

City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

May, 1940

Newark, N. J., May 1, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of the City of Newark, Do Ordain:

1. That Section 7 of an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended to read as follows:

Section 7: USE REGULATIONS
CONTROLLING SECOND BUSINESS DISTRICTS.

In a Second Business District no building or premises shall be used, and no building shall be erected to be used for any of the following specified trades, industries or uses:

- (a) Bottling Plant, or station for the wholesale distribution of bottled products.
- (b) Building material storage yard.

- (c) Carpet, rug or bag cleaning establishment.
- (d) Contractor's plant or storage yard.
- (e) Carousel, ferris wheel, merry-go-round, roller skating rink, roller coaster, miniature and practice golf courses or similar amusement devices.
- (f) Coal, coke, lumber or wood yard.
- (g) Dry cleaning or dyeing establishment, employing power machinery.
- (h) Ice plant or storage; retail ice depots when located within 150 feet of Residence Districts.
- (i) Laundries, other than hand laundries.
- (j) Livery or boarding stables.
- (k) Lunch wagons.
- (l) Mattress renovating or manufacture.
- (m) Metal or woodworking shop.
- (n) Public garage.
- (o) Stone yard or monument works, inclusive of cutting, carving, lettering, dressing of stone or artificial stone, or the manufacture of artificial stone and stone substance, and also the storing or display for commercial or advertising purposes, or purposes of sale, in any building or on any premises, of stone or artificial stone for building purposes, monuments, tombstones, or grave markers.
- (p) Any kind of manufacture or treatment other than the manufacture or treatment of products clearly incidental to the conduct of a retail business conducted on the premises.

- (q) Any trade, industry or use prohibited in First Industrial Districts.

Accessory uses incident to a use not otherwise excluded from Second Business Districts, when located upon the same lot with the building or use to which it is accessory, may include a group of garages for not more than one motor vehicle for each 1,000 square feet of lot area. Such garages, however, may not be used for the storage of commercial motor vehicles having a capacity of more than two tons each.

No use permitted in a Residence District, or in a First Business District shall be excluded from Second Business Districts.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that May 15th, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that to-day was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of water bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of the City of Newark proposes to enlarge and improve the water supply system established and operated by said City by the construction of a tunnel and forty-eight inch steel aqueduct in and under North Seventh Street and under the Delaware, Lackawanna & Western Railroad tracks and the erection of a chlorine treatment plant and building on Valley Road in Montclair, and by reconstructing the thirty-six inch cast iron pipe line between the Belleville Reservoir and the Bloomfield Avenue Tower, and the sixty inch steel pipe line extending from the east portal of the Cedar Grove Reservoir Tunnel to Grove Street in Montclair; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One

Hundred and Sixty Thousand Dollars (\$160,000); (b) Four Thousand Dollars (\$4,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; (c) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Sixteen Thousand Dollars (\$16,000.00); and (d) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred and Fifty-six Thousand Dollars (\$156,000).

Section 3. It is hereby determined and stated that not less than Four Thousand Dollars (\$4,000) of the sum appropriated to meet down payments on capital improvements in the budget adopted for said City for the fiscal year beginning January 1, 1940, is available for said purpose, and said sum of Four Thousand Dollars (\$4,000) is hereby appropriated to said purpose.

Section 4. To Finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred and Fifty-six Thousand Dollars (\$156,000) to be designated "Water Ponds" are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred and Fifty-six Thousand Dollars (\$156,000) are hereby authorized to be issued in antici-

pation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds, shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred and Fifty-six Thousand Dollars (\$156,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance providing for the issuance of Water Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of Water Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in an-

ticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$80,000 Equipment Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of the City of Newark proposes to purchase snow removal and street cleaning trucks for the use of the City of Newark; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred Thousand Dollars (\$100,000); (b) Twenty Thousand Dollars (\$20,000) of the cost of said purpose

is to be met from the down payment which is to be appropriated as herein-after provided; and (3) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Eighty Thousand Dollars (\$80,000).

Section 3. It is hereby determined and stated that not less than Twenty Thousand Dollars (\$20,000) of the sum appropriated to meet down payments on capital improvements in the budget adopted for said City for the fiscal year beginning January 1, 1940, is available for said purpose, and said sum of Twenty Thousand Dollars (\$20,000) is hereby appropriated to said purpose.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Eighty Thousand Dollars (\$80,000), to be designated "Equipment Bonds" are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Eighty Thousand Dollars (\$80,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal

to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds, shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City as defined in Section 40:1-76 of said Law, is increased by this ordinance by Eighty Thousand Dollars (\$80,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance providing for the issuance of \$30,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4, of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products in The City of Newark,' adopted July 1, 1931," adopted September 14, 1938,

and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced on information March 20th.

Commissioner Byrne: I move the ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Seventy-eight Thousand Seven Hundred Forty-four Dollars and Thirty-six Cents (\$78,744.36) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	
(1938)	\$ 70,973.83
Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	
(1939)	7,770.53
	<hr/>
	\$ 78,744.36

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand Five Hundred Seventy-four Dollars and Forty-five Cents (\$17,574.45) be and the same is hereby appropriated to persons named on the annexed certified list,

being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 26.50
Auditor's Office	28.75
Treasurer's Office .....	.47
Addressograph & Billing ..	43.20
Maintenance of Foreclosed	
Properties	16.84
Reserve for Overpayment	
Comptroller	845.36
Pension Funds	16,613.32
	<hr/>
	\$ 17,574.45

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Thousand One Hundred Thirty-nine Dollars and Four Cents (\$500,139.04) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School Appropria-	
tion	\$500,000.00
Reserve for Overpayment	
Tax Receiver	139.04
	<hr/>
	\$500,139.04

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED. That the sum of Eight Thousand Five Hundred Seventy-nine Dollars and Three Cents (\$8,379.03) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant	\$ 513.92
Newark City Home	2,429.01
Emergency Relief—	
Administration	1,540.00
Outdoor Poor Department..	49.44
Emergency Relief—	
Administration	975.02
Convalescent Hospital	2,689.64
Director's Office	83.62
Law Department	215.00
Public Outing	60.00
Public Outing	23.38
	<hr/>
	\$ 8,579.03

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Seven Hundred Thirty-one Dollars and Fifty-six Cents (\$4,731.56) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Direct	\$4,731.56

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Four Hundred Forty-three Dollars and Thirty-six Cents (\$3,443.36) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, as follows:

Shade Tree	\$2,155.36
Public Buildings	1,288.00
	<hr/>
	\$3,443.36

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Five Hundred Twenty-six Dollars and Thirty Cents (\$526.30) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Public Buildings—	
Reserve for Liabilities	\$526.30

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Four Hundred Nineteen Dollars and Twenty-four Cents (\$419.24) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Central Purchase	\$ 25.00
Printing and Stationery	394.24
	<hr/>
	\$419.24

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions

RESOLVED: That the sum of Seven Thousand Nine Hundred Seven Dollars and Ninety-eight Cents (\$7,907.98) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 6926)	\$ 5,644.43
Sewer Construction	
(WPA Project 6951-7)	672.93
Toy Mending	
(WPA Project 7050-0) ..	64.22

City Planning	
(WPA Project 5358-7)	14.26
Toy Mending	
(WPA Project 5618-7) ..	258.00
Toy Mending	
(WPA Project 7050-0) ..	314.83
National Youth Administration (Home Making	
WPA Project 76-7)	18.31
National Youth Administration (Home Making	
WPA Project 193-3E-63)	49.00
City Planning	
(WPA Project 7215-0) ..	30.92
Furniture and Metal Works	
(WPA Project 5209A) ..	400.00
Gardening and Canning	
WPA Project 6922-0)	83.43
Sewer Construction	
(WPA Project 6951-7) ..	357.65
	<hr/>
	\$ 7,907.98

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Ninety Dollars and Fifty-three Cents (\$790.53) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool construction (Hayes Park East)	\$ 30.00
Swimming Pool construction (Boylan Street)	5.00
Swimming Pool construction (Clifton Avenue)	691.53
Swimming Pool construction (Hayes Park East)	24.00
Swimming Pool construction (Hayes Park West)	40.00
	<hr/>
	\$790.53

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

Port Newark Operations . . 3,014.98
 Industrial Commission 60.02
 \$ 6,182.13

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Four Hundred Eighty-five Dollars and Sixty-eight Cents (\$485.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$485.68

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand One Hundred Eighty-two Dollars and Thirteen Cents (\$6,182.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Director's Office	\$ 37.53
Streets	2,182.78
Water	125.00
Newark Labor Relations	
Board	9.75
Sewers	604.21
House Sewer Connections ..	147.83

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-seven Thousand Eight Hundred Ninety-four Dollars and Seventy-seven Cents (\$47,894.77) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period April 16th-April 30th, 1940, both incl.:

Director's Office	\$ 1,452.07
Fort Newark Operations ..	3,125.40
Bureau of Lighting	432.50
Bureau of Streets	5,936.99
Sidewalks	216.66
House Sewer Connections ..	380.82
Bureau of Sewers	1,164.97
Bureau of Street Cleaning	4,102.41
Bureau of Surveys	3,276.66
Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	19,086.72
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Swimming Pood Projects ..	708.33
City Clerk	3,223.64
Elections	335.00
	<hr/>
	\$ 47,894.77

M. Ellenstein.
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Thousand Six Hundred Fifty-seven Dollars and Fourteen Cents (\$38,657.14) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**Weekly Payroll, period
end April 24, 1940:**

For Newark Operations ..\$	2,562.05
Bureau of Motors	2,637.18
Bureau of Streets	2,098.27
Bureau of Sewers	1,033.93
House Sewer Connections ..	323.73
Bureau of Street Cleaning	20,938.47
Street Construction	280.00
Bureau of Water	8,783.46
	<hr/>
	\$ 38,657.14

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

AUCTIONEERS:

Morris Estis, 3 South Orange Avenue,

Charles Rosin, 114-20 William Street,

Benjamin T. Greenfield, 194 Market Street,

Max Grossman, 194 Market Street,

George Dlugitch, 51 South Orange Avenue,

Zetric Holmes, 194 Market Street,

Joseph Silverman, 368 Plane Street,

KEEPER OF JUNK SHOP:

Israel Kaplan, 310 West Kinney Street,

John H. Carlo & Sons, Inc., 168-184 Wright Street.

Pasquale Pepe, 55 Malvern Street,

Joseph Lilienfeld, 49 East Runyon Street.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners desires to make provision for the sale of the bonds hereinafter described: NOW, THEREFORE,

The Board of Commissioners of The

City of Newark Do Resolve as follows:

Section 1. The Director of the Department of Revenue and Finance is hereby authorized and directed to publish a notice of the sale of the \$1,350,000 of bonds of the City of Newark, dated May 15, 1940, which are to be issued pursuant to the resolution adopted by the Board of Commissioners on the 1st day of May, 1940. Said notice of sale shall be published in the Daily Bond Buyer, which is hereby determined to be a publication carrying municipal bond notices devoted primarily to the subject of state and municipal bonds, published in New York City, and in Newark Evening News, which is a newspaper published in the City of Newark. Said notice shall be so published more than seven days prior to the time fixed for the receipt of sealed proposals for the purchase of said bonds.

Section 2. Said notice of sale shall be in substantially the following form:

**NOTICE OF SALE
THE CITY OF NEWARK, NEW
JERSEY.**

\$1,350,000 BONDS

Sealed proposals will be received by the Director of the Department of Revenue and Finance of the City of Newark, at his office in the City Hall, Newark, New Jersey, on Wednesday, May 15th, 1940, at eleven o'clock A. M., (Daylight Saving Time) when they will be publicly opened, for the purchase of the following six issues of bonds of The City of Newark, viz.:

- (1) \$200,000 Street Improvement Bonds, Series A, payable \$40,000 of bonds on May 15th in each of the years 1941 to 1945, inclusive.
- (2) \$200,000 Street Improvement Bonds, Series B, payable \$40,000 of bonds on May 15th in each of the years 1941 to 1945, inclusive.

- (3) \$200,000 Water Bonds, Series A, payable \$10,000 of bonds on May 15th in each of the years 1941 to 1960, inclusive.
- (4) \$450,000 Street Improvement Bonds, Series C, payable \$90,000 of bonds on May 15th in each of the years 1941 to 1946, inclusive.
- (5) \$150,000 Water Bonds, Series B, payable \$6,000 of bonds on May 15th in each of the years 1941 to 1950, inclusive, and \$9,000 of bonds on May 15th in each of the years 1951 to 1960, inclusive.
- (6) \$150,000 Sewer Bonds, Series A, payable \$9,000 of bonds on May 15th in each of the years 1941 to 1950, inclusive, and \$6,000 of bonds on May 15th in each of the years 1951 to 1960, inclusive.

The bonds are dated May 15, 1940, and are of the denomination of \$1,000 each, and are coupon bonds, registerable at the option of the holder as to principal only or as to both principal and interest, and are payable in lawful money of the United States of America at the National State Bank of Newark, in Newark, New Jersey. The interest on the bonds is payable semi-annually on May 15th and November 15th.

The bonds will bear interest at a rate which will not exceed six per centum (6%) per annum. In bidding for the bonds, bidders must consider the bonds as constituting a single issue of bonds. Bidders are invited to name the rate of interest which the bonds are to bear. The rate named must be a multiple of one-quarter of one per centum per annum, and must be the same for all the bonds bid for. No proposal will be considered naming a rate higher than the lowest rate named in any legally acceptable proposal received by the Director of the Department of Revenue and Finance. If two or more proposals name the lowest interest rate, the bonds will

be sold to the bidder offering to pay the sum of \$1,350,000 and to accept therefor the least amount of bonds, the bonds to be accepted being those first maturing, and if two or more of such bidders offer to accept the same least amount of bonds, the proposal of the bidder offering to pay therefor the highest additional price will be accepted. The price for which the bonds may be sold cannot exceed \$1,351,000.

The purchaser must pay accrued interest from the date of the bonds to the date of delivery. No interest will be paid upon the deposit made by the successful bidder. The right is reserved to reject all bids.

Proposals should be addressed to the undersigned Director of the Department of Revenue and Finance of The City of Newark, New Jersey, and enclosed in a sealed envelope marked on the outside "Proposal for Bonds." Bidders must at the time of making their bids deposit a certified or cashiers' or treasurer's check for \$27,000, drawn upon a bank or trust company for such amount, to the order of the City of Newark, to secure the City from any loss resulting from a failure of the bidder to comply with the terms of his bid. Checks of unsuccessful bidders will be returned upon the award of the bonds.

The successful bidder will be furnished with the opinion of Messrs. Reed, Hoyt, Washburn & Clay, of New York City, that the bonds are valid and binding obligations of the City of Newark.

Bidders in submitting their bids, must use the bidding forms which will be furnished by the undersigned upon request.

By order of the Board of Commissioners.

Dated. May—, 1940.

Director of the Department of
Revenue and Finance.

Section 3. The Director of the Department of Revenue and Finance is hereby authorized and directed to receive sealed proposals for the purchase of said bonds and to sell said bonds pursuant to and in accordance with said notice of sale.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the ordinances hereinafter described have been duly adopted by the Board of Commissioners of The City of Newark, and the Board of Commissioners desires to make provision for the issuance of the bonds authorized by said ordinances, NOW, THEREFORE,

The Board of Commissioners of The City of Newark Do Resolve as follows:

Section 1. The bonds of the City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 19th day of July, 1939, shall be of the aggregate principal amount of \$200,000 and shall be designated "Street Improvement Bonds, Series A." Said bonds shall consist of two hundred bonds of the denomination of \$1,000 each, numbered from 1 to 200, inclusive, in the

order of their maturity, and shall be dated May 15, 1940, and shall mature serially on May 15th in each year as follows, viz: Forty bonds in each of the years 1941 to 1945, inclusive.

Section 2. The bonds of the City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Street Improvement Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 27th day of December, 1939, shall be of the aggregate principal amount of \$200,000 and shall be designated "Street Improvement Bonds, Series B." Said bonds shall consist of two hundred bond of the denomination of \$1,000 each, numbered from 1 to 200, inclusive, in the order of their maturity, and shall be dated May 15, 1940 and shall mature serially on May 15th in each year as follows, viz.: Forty bonds in each of the years 1941 to 1945, inclusive.

Section 3. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 29th day of November, 1939, shall be of the aggregate principal amount of \$200,000 and shall be designated "Water Bonds, Series A." Said bonds shall consist of two hundred bonds of the denomination of \$1,000 each, numbered from 1 to 200, inclusive, in the order of their maturity, and shall be dated May 15, 1940 and shall mature serially on May 15th in each year as follows, viz.: Ten bonds in each of the years 1941 to 1960, inclusive.

Section 4. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance

providing for the issuance of Street Improvement Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 17th day of April, 1940, shall be of the aggregate principal amount of \$450,000 and shall be designated "Street Improvement Bonds, Series C." Said bonds shall consist of four hundred and fifty bonds of the denomination of \$1,000 each, numbered from 1 to 450, inclusive, in the order of their maturity, and shall be dated May 15, 1940, and shall mature serially on May 15th in each year as follows, viz.: Ninety bonds in each of the years 1941 to 1945, inclusive.

Section 5. The bonds of the City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Water Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 17th day of April, 1940, shall be of the aggregate principal amount of \$150,000 and shall be designated "Water Bonds, Series B." Said bonds shall consist of one hundred and fifty bonds of the denomination of \$1,000 each, numbered from 1 to 150, inclusive, in the order of their maturity, and shall be dated May 15, 1940, and shall mature serially on May 15th in each year as follows, viz.: Six bonds in each of the years 1941 and 1950, inclusive, and nine bonds in each of the years 1951 to 1960, inclusive.

Section 6. The bonds of the City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Sewer Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 17th day of April, 1940,

shall be of the aggregate principal amount of \$150,000 and shall be designated "Sewer Bonds, Series A." Said bonds shall consist of one hundred and fifty bonds of the denomination of \$1,000 each, numbered from 1 to 150, inclusive, in the order of their maturity, and shall be dated May 15, 1940, and shall mature serially on May 15th in each year as follows, viz.: Nine bonds in each of the years 1931 to 1950, inclusive, and six bonds in each of the years 1951 to 1960, inclusive.

Section 7. Said bonds shall bear interest at a rate or rates which shall be hereafter determined by the Board of Commissioners and shall not exceed six per centum (6%) per annum, and shall be payable semi-annually on each May 15th and November 15th subsequent to the date of said bonds.

Section 8. Said bonds shall be coupon bonds, registerable at the option of the holder either as to principal only or as to both principal and interest. Such principal and interest shall be payable in lawful money of the United States of America at The National State Bank of the City of Newark, in Newark, New Jersey. Each of said bonds shall be signed by the Mayor of said City and countersigned by the Director of the Department of Revenue and Finance of said City. The corporate seal of said City shall be affixed to each of said bonds and such bond and said seal shall be attested by the City Clerk. The interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 9. Each of said bonds shall be issued in substantially the following form:

No.	No.
UNITED STATES OF AMERICA	
STATE OF NEW JERSEY	
THE CITY OF NEWARK	

\$1,000 BOND. \$1,000
Series.....

The City of Newark, a municipal corporation in the County of Essex and State of New Jersey, for value received hereby acknowledges itself indebted and promises to pay to the bearer of this bond, or, if this bond be registered, to the registered holder thereof, the sum of

ONE THOUSAND DOLLARS

on the 15th day of May, with interest thereon from the date hereof

at the rate of per centum (....%) per annum, payable semi-annually on each May 15th and November 15th subsequent to the date of this bond, upon presentation and surrender of the annexed coupons therefor as they severally become due, or, if this bond be converted into a fully registered bond, to the registered holder thereof. Both principal of and interest on this bond are payable in lawful money of the United States of America, at the principal office of The National State Bank of the City of Newark, in the City of Newark, New Jersey. This bond may be registered as to principal by the holder in his name on the books of the Comptroller of said City, and such registration noted hereon after which no valid transfer hereof shall be made except on said books until after registered transfer to bearer. Such registration shall not affect the negotiability of the coupons, which shall continue to be transferable by delivery. At the request of the holder of this bond, it will be converted into a fully registered bond and the coupons hereto annexed detached and cancelled, and thereafter both principal and interest will be payable only to the registered holder hereof. This bond is one of an issue of bonds of like date and tenor, except as to number and maturity, and is issued pursuant to the Local Bond Law (Chapter 1 of Title 40 of the Revised Statutes of New Jersey) and pursuant to an or-

finance duly adopted by the Board of Commissioners of said City on the.... day of, 19.... It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, be performed or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that this bond, together with all other indebtedness of said City, is within every debt and other limit prescribed by the Constitution or statutes of said State, and the faith and credit of said City are hereby pledged irrevocably to the punctual payment of the principal of and interest on this bond in accordance with its terms.

IN WITNESS WHEREOF, The City of Newark has caused this bond to be signed by its Mayor and countersigned by its Director of the Department of Revenue and Finance, and its corporate seal to be hereunto affixed, and this bond and said seal to be attested by its City Clerk, and the annexed coupons to bear the fac-simile signature of said Director, and this bond to be dated May 15, 1940.

.....
Mayor.

COUNTERSIGNED:

.....
Director of the Department of
Revenue and Finance.

ATTEST:

.....
City Clerk.

Section 10. Each of the interest coupons to be attached to said bonds shall be in substantially the following form:

No. \$.....

On the 15th day of November, 19....,
May,

The City of Newark, New Jersey, will
pay to the bearer

..... DOLLARS (\$) in lawful money of the United States of America, at The National State Bank of The City of Newark, in the City of Newark, New Jersey, being the semi-annual interest then due on

its..... Bond, Series.....
date May 15, 1940, and numbered.....

.....
Director of the Department of
Revenue and Finance.

Section 11. There shall be endorsed upon each of said bonds provisions suitable for the registration of said bonds in substantially the following form:

CONVERSION CERTIFICATE

IT IS HEREBY CERTIFIED That at the request of the holder of the within bond, I have this day cut off

and destroyed coupons attached to said bond, numbered from

..... to, inclusive, of the amount and value of.....

Dollars (\$.....) each, amounting in the aggregate to

Dollars (\$.....), and that said bond is hereby converted into a registered bond, with the principal thereof and semi-annual interest thereon payable

to, or
..... assignee or
legal representative.

Date,, 19.....

.....
City Comptroller.

NOTICE: No writing on this bond except by an officer of the City of Newark.

Date of Registration	In Whose Name Registered	City Comptroller

Section 12. The Mayor, Director of the Department of Revenue and Finance and City Clerk are hereby authorized and directed to execute said bonds, when they shall have been sold in the manner provided by law.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John Romaine is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS he obtained an exemption on only \$200.00, tax \$9.10 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 2808, Lot 2, 26 Frelinghuysen Avenue, Newark, which property was assessed at a valuation of \$6,500.00, tax \$295.75;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said John Romaine be granted a further exemption of \$300.00, tax \$13.65 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Irving O. Lippman is an honorably discharge veteran entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property; and,

WHEREAS he obtain an exemption on only \$200.00, tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 3597, Lot 10, 290 Seymour Avenue, Newark, which property was assessed at a valuation of \$8,200.00, tax \$373.10;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Irving O. Lippman be granted a further exemption of \$300.00, tax \$13.65 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Rudolph J. Heiles is an

honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed value of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$200.00, tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 3583, Lot 4, 117 Custer Avenue, Newark, which property was assessed at a valuation of \$9,700.00, tax \$441.35;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Rudolph J. Heiles be granted a further exemption of \$300.00, tax \$13.65 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Michael M. Greenbaum is an honorably discharged veteran entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property; and,

WHEREAS he obtained an exemption on only \$200.00, tax \$9.10 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 3603, Lot 3, 375-377 Seymour Avenue, Newark, which property was assessed at a valuation of \$7,200.00, tax \$327.60;

BE IT THEREFORE RESOLVED

By the Board of Commissioners of the City of Newark that the said Michael M. Greenbaum be granted a further exemption of \$300.00, tax \$13.65 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, an Order was made and entered in the New Jersey Supreme Court, on April 25, 1940, in the matter of Edward Fenias and Newark Citizens Union, Prosecutors, v. Harry S. Reichenstein, City Clerk of the City of Newark, Respondent, by which order there was awarded to Joseph C. Paul, Supreme Court Commissioner, the sum of \$2,000, for services performed in said litigation, and by which order it was further ordered that \$536 be paid to said Joseph C. Paul, as the balance due from the respondent for the taking of depositions, both of which sums being ordered paid by the respondent, copy of which order is annexed hereto and made part hereof; and,

WHEREAS, said Joseph C. Paul has agreed to accept, in lieu and instead of said sum of \$2,000, directed by said Order to be paid, the sum of \$1,500, copy of which offer of compromise is annexed hereto, in a letter of said Joseph C. Paul; and,

WHEREAS, amounts sufficient to pay said Order have been included in an appropriation for "Special Election for Referendum of City Manager-

Council Form of Government," in the 1940 Budget.

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the sum of \$1,500, plus the sum of \$536, making in all the sum of \$2,036 be and the same is hereby appropriated for the payment of the aforesaid award obtained by said Joseph C. Paul, Commissioner as aforesaid; and.

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance be and he is hereby authorized, ordered and directed to make said payments to said Joseph C. Paul upon delivery of Warrant for Satisfaction of Judgment, executed in duplicate, to be submitted to and approved by the Law Department.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Franklin.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Thirty-seven Dollars and Fifty Cents (\$37.50), be and the same is hereby appropriated from the fund known as the United States Social Hygiene Fund to Doctor Max J. Exner for the purchase of One Thousand (1,000) copies of the pamphlet known as "Twenty Question on Gonorrhea," these pamphlets to be purchased from the United States Superintendent of Documents.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, an action is pending in the First District Court of the City of Newark, by Benjamin F. Feinfeld, wherein he alleges that his car was damaged while he was driving through Leslie Street, Newark, because of the unsafe condition of said street allegedly negligently left unguarded and unlighted while in such unsafe condition, by the City; and,

WHEREAS, the said Benjamin B. Feinfeld, through his attorney Morris N. Hartman, Esquire, has offered to settle said suit for \$197.18, which said amount is one-half the amount of the damages allegedly sustained by him; and,

WHEREAS, it is the opinion of the Law Department that it is to the best interests of the City of Newark to accept the offer of settlement in the said sum of \$197.18, in full settlement thereof;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the sum of \$197.18 be and the same is hereby appropriated to the said Benjamin B. Feinfeld, in full settlement of his claim against the City of Newark, for damages to his automobile and personal injuries allegedly caused as aforesaid; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay to the said Benjamin B. Feinfeld the said sum of \$197.18, upon

the receipt by the said City of Newark of a proper release from the said Benjamin B. Feinfeld, and the filing by the said attorney, Morris N. Hartman, Esquire, of a discontinuance of said suit, all in form approved by the Law Department. The claim to be paid from Contingent Fund Appropriations.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Public Buildings Administration, through the Federal Works Agency, has offered for sale the property known as the Old Post Office Site, located on Broad Street between Academy Street and Raymond Boulevard, under two plans known as Option "A" and Option "B" and has received bids under Option "B"; and,

WHEREAS, Option "B" permits the property to be paid for over a period of fifteen (15) years before title passess to the successful bidder; and,

WHEREAS, under the term of said Option "B" the successful bidder would have paid only a small percentage of the purchase price at the end of said fifteen (15) years; and,

WHEREAS, the bid received under Option "B" was for Two Million Fifty Thousand Dollars (\$2,050,000.), the acceptance of which bid might deprive the City of Newark of taxes on the land in question, during the said fifteen (15) years in an amount of approximately One Million Five Hundred Thousand Dollars (\$1,500,000); and,

WHEREAS, the said property is one of the most valuable business sites in the City of Newark; and,

WHEREAS, the other property owners in the immediate vicinity to the Post Office Site are paying a considerable amount of money in taxes to the City of Newark; and,

WHEREAS, the sale of this property, under Option "B" might relieve the purchaser from paying taxes during the said fifteen (15) year period, and thereby permit unfair and unreasonable competition to the other business houses and abutting property owners in the City of Newark; and

WHEREAS, the purchaser might be enjoying the benefits of all the facilities of the City of Newark, without paying a fair share of the costs thereof, and thereby imposing an undue burden upon the taxpayers of the City of Newark; and,

WHEREAS, it is the belief of this Commission that if any benefits are to be given or enjoyed by reason of the sale of this property, that all of the taxpayers of the said City of Newark should be considered and receive reasonable benefits therefrom;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the Public Buildings Administration be urged and requested to sell the said Post Office property for cash only, under Option "A"; and,

BE IT FURTHER RESOLVED, That the Public Buildings Administration be and it is hereby requested to reject the offer of Two Million Fifty Thousand Dollars (\$2,050,000), under Option "B"; and,

BE IT FURTHER RESOLVED, That if the Public Buildings Administration decides to sell the property under Option "B," that the terms of Option "B" be changed so that

- (a) The buyer takes title and that the United States Government, or its proper agency, take up a Purchase Money Mortgage so that the City of Newark may have this property immediately returned to the ratables, or
- (b) If the property be sold under the fifteen (15) year plan, that the Public Buildings Administration specify in its agreement that the successful bidder be required to pay the full taxes on the land and improvements, from the time of the acceptance of the offer; and

BE IT FURTHER RESOLVED, That in the event that the Public Buildings Administration refuses to comply with the above request, that the City of Newark be permitted to purchase the said property on a plan similar to the one under which the Tide Water Terminals at Port Newark was purchased by the City of Newark, from the United States Government; and

BE IT FURTHER RESOLVED, That the Congress of the United States be requested to pass enabling legislation permitting the sale of the property to the Public Building Administration to the City of Newark; and,

BE IT FURTHER RESOLVED, That

United States Senator W. Warren Barbour,

United States Senator William H. Smathers,

Congressman Fred A. Hartley, Jr.

Congressman Albert L. Vreeland; and

Congressman Robert W. Kean,

be requested to assist the City of Newark in its effort to protect the taxpayers of our City; and,

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to the Federal Works Administration and the Public Buildings Administration, and to United States Senators Barbour and Smathers, and Congressmen Hartley, Vreeland and Kean.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate a pole on the south side of Fleming Avenue, between Chapel and Ferry Streets, as indicated on map or plan Numbered 3008-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of a Pole in Fleming Avenue, between Chapel and Ferry Streets, Newark, N. J." dated April 15, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the
following resolutions:

WHEREAS, an emergency has arisen with respect to the purchase, sale and distribution of the Orange and Blue stamps which are to be purchased, sold and distributed by the City of Newark through arrangement with the Federal Surplus Commodities Corporations, for the purpose of providing additional food supplies for W. P. A. workers, old age assistance, and aid to dependent children, and others receiving aid from the various governmental agencies; and

WHEREAS, it is necessary to provide funds for the purchase of the said stamps; and

WHEREAS, no adequate provision was made in the 1940 Budget for the aforesaid purpose; and

WHEREAS, R. S. 40:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is One hundred and fifty thousand dollars (\$150,000.00), and three per cent of the total current operating appropriations in the Budget for 1940 is Four hundred ninety-eight thousand, two hundred forty-six dollars and thirty-one cents (\$498,246.31);

1. NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that an emergency appropriation be and the same is hereby made pursuant to R. S. 40:2-31 (1) in the total amount of One hundred and fifty thousand dollars (\$150,000.00); and

1A. BE IT FURTHER RESOLVED,

that said appropriations shall be provided for in full in the 1941 Budget; and

1B. BE IT FURTHER RESOLVED, that an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R. S. 40:2-31 and in accordance with the provisions of R. S. 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and

1C. BE IT FURTHER RESOLVED, that said note shall be dated May 3rd, 1940, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1941; and

1D. BE IT FURTHER RESOLVED, that such note shall be executed by the Mayor, the Director of the Department of Revenue and Finance, and the Acting Auditor of the City of Newark; and

1E. BE IT FURTHER RESOLVED, that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on March 27, 1940, Resolution No. 7147 was adopted, providing for the purchase of government food stamps; and

WHEREAS, in the Seventh Paragraph of said Resolution there is contained the following words:

"shall be in the nature of a revolving fund"; and,

WHEREAS, it is deemed more appropriate that the language should be:

"shall be in the nature of a working fund";

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Seventh Paragraph of Resolution No. 7147, adopted March 27, 1940, be and the same is hereby amended to read as follows:

"BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be and he is hereby authorized to provide for the advance purchase of food order stamps, in order to carry out the plan of using food stamps for relief as herein directed, and the money advanced shall be in the nature of a working fund, subject to reimbursement from state relief funds from time to time; all moneys used for this purpose to be moneys appropriated by the city for relief purposes. The Director of the Department of Revenue and Finance is further authorized to draw upon the municipal funds appropriated for relief, or the bond issue referred to above, or to use emergency notes as authorized by the resolution of the Board of Commissioners of the City of Newark, and to continue the operation of the Food Order Stamp Plan in the City of Newark on a cash basis;***.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in connection with the distribution of the Orange and Blue

stamps, it is necessary to set up a proper office; and

WHEREAS, it has been decided to set up this office in the Centre Market Building; and

WHEREAS, repairs and alterations are necessary to properly equip the said office;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to engage Arthur N. Starin, as the architect to make the necessary plans, specifications, and to supervise the work necessary in connection therewith; and

BE IT FURTHER RESOLVED, that the said Arthur N. Starin shall be paid for all services rendered in connection with the said work, the sum of ten per cent (10%) of the cost of the said repairs and alterations; and

BE IT FURTHER RESOLVED, that the said fee shall be charged to and paid from the Contingency Fund.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, in connection with the distribution of the Orange and Blue stamps, it is necessary to set up a proper office; and

WHEREAS, it has been decided to set up this office in the Centre Market Building; and

WHEREAS, repairs and alterations are necessary to properly equip the said office;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to advertise for bids for the necessary alterations and repairs, in accordance with plans and specifications prepared by Arthur N. Starin, architect; and

BE IT FURTHER RESOLVED, that the said Director of the Department of Public Works be and he is hereby authorized to award the contract or contracts for said work to the lowest responsible bidder.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, Dr. Charles V. Craster, Health Officer, recommends that the City lease premises at No. 115 Ferry Street for the term of five (5) years, from May 1, 1940, for a Baby-Keep-Well Station, at a rental of Sixty dollars (\$60.00) per month; and

WHEREAS, the recommendation of the Health Officer has been concurred in by the Director of the Department of Public Works, who recommends to the Board of Commissioners that a lease be entered into between Louis Anderson, the owner of the aforesaid premises, and the City of Newark, under the terms aforesaid;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of

the Department of Public Works be and he is hereby authorized to enter into a lease with Louis Anderson, for the store on the east side of the building known as No. 115 Ferry Street, in the City of Newark, for a period of five (5) years, commencing May 1, 1940, at the annual rental of Seven hundred and twenty dollars (\$720.00), payable in equal monthly instalments, on the first day of each month, according to the terms and conditions to be agreed upon and determined by the said Director; and he is hereby authorized to execute the said lease for and on behalf of the City, and which execution shall be attested by the City Clerk; and the form and substance of the lease to be approved by the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on February 16, 1940, the Board of Commissioners did receive a proposal from the Brewster Aeronautical Corporation to rent from the City the three portions of the new hangar and its lean-tos at the Newark Airport, and did consider all the terms and conditions contained in said proposal, as well as the recommendation of the Newark Industrial Commission; and !

WHEREAS, by resolution adopted on aforesaid date did resolve as follows:

"NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark

that the proposal and offer of the Brewster Aeronautical Corporation as modified in its terms and conditions and provisions, according to the suggestions of the Newark Industrial Commission and the Newark City Commission, be, and the same is hereby accepted, and the Director of the Department of Public Affairs and the City Clerk be, and they are hereby authorized to execute a lease with the aforesaid Brewster Aeronautical Corporation, according to the terms, conditions and provisions of the above mentioned proposal, as modified by the Newark Industrial Commission and the Newark City Commission in conference, the said lease to contain, in addition to the usual provisions for the protection of the respective parties, the terms and conditions as the same are set forth in Schedule A, annexed hereto and made a part of this resolution, which said lease shall, in its final form, be approved in form and substance by the Newark City Commission, and by the Corporation Counsel of the City."

and,

WHEREAS, the Corporation Counsel has prepared a lease, copy of which is attached hereto and made a part hereof, which having been duly considered by the Board of Commissioners as to the terms, conditions, covenants and provisions thereof, is acceptable to the Board of Commissioners, and shall constitute its final form, as to form and substance, for the purpose of approval; and

WHEREAS, the same has been approved, as to final form, by the Corporation Counsel;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the aforesaid lease between the City of Newark and the Brewster Aeronautical Corporation, as set forth in the copy at-

tached hereto and made a part hereof, be and the same is hereby approved in its final form, as to form and substance; and

BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the City Clerk be, and they are hereby authorized and directed to execute the said lease for and on behalf of the City of Newark, in its final form, as contained in the copy attached hereto and made a part hereof.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Office Equipment and Printed Forms for the Relief Administration, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering meats and meat products, Drugs, X-Ray and surgical supplies, for the Department of Public Works; Mack Chassis with Steel Dump Body, Asphalt Binder, Bituminous concrete, H.E.S. Portland cement, for the Department of Public Affairs; also fuel oil for all departments.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property solicited and received informal bids for binding eleven (11) 1937 Cash Books, and the lowest responsible bidder is F. Enderlin & Son, at \$7.75 each, or a total of \$85.25;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Resolution No. 7353-F, adopted by this Board of Commissioners on April 17th, 1940, erroneously gave the name of the contractor as the Otis Elevator Company when it should have been the Atlantic Elevator Co., Inc.;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that resolution No. 7353-F be and it is hereby amended to read "Atlantic Elevator Co., Inc., instead of the Otis Elevator Company."

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for furnishing and installing all plumbing and fixtures for new toilet room, City Clerk's suite of offices, Fourth Floor, City Hall, and the lowest responsible bidder is Benjamin Cohen, for \$148.50;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for the repairing of three (3) broken underground water pipes at Washington Park, and the lowest responsible bidder was Benjamin Cohen for the sum of \$65.00;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property, by reason of an emergency in making the following repairs, to wit, furnishing and installing one (1) 4 inch 45% cast iron fitting in leader (drain), Board of Education Building, did have the work done by B. Cohen for the price of \$25.00;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property be and the same is hereby ratified.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7279 dated April 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

JOHN P. CALLAGHAN, Inc.—
Harrison, N. J.

(Public Affairs)

Approx. 2,500 cu. yds. Grade "A"
broken stone aggregate @ \$1.56 cu.
yd.

Approx. 500 cu. yds. Grade "I" broken
stone aggregate @ \$1.78 cu. yd.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 2,000 cu. yds. Grade "G"
broken stone aggregate @ \$1.60 cu.
yd.

Scow delivery to City Asphalt Plant

Approx. 300 cu. yds. Grade "J" broken stone aggregate @ \$1.98 cu. yd. Delivered to City Asphalt Plant.

Approx. 200 cu. yds. Grade "J" broken stone aggregate @ \$1.98 cu. yd. Delivered to various streets.

Approx. 200 tons Mineral Filler in paper bags @ \$4.63 ton.

HEYMAN LIEB & SONS—
Irvington, N. J.

(Public Affairs)

Approx. 10,000 bags (paper) regular Portland Cement, truck delivery to various streets @ \$.559 bag.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a Resolution No. 7279 dated April 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public

Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

CITIES SERVICE OIL COMPANY—
New York City.

(Public Affairs)

Approx. 100 tons asphalt filler for brick pavements @ \$18.00 ton.

DOSCH-KING COMPANY—
Whippany, N. J.

(Public Affairs)

Approx. 30,000 gal. refined tar cement @ .094 gal.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7095 dated March 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as de-

terminated by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

TOLEDO SCALE COMPANY—
Newark, N. J.

(Public Affairs)

One (1) motor truck, scale, as per specifications, for\$1,915.75

Allowance on old scale to be turned in 200.00
\$1,715.75

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that Resolution No. 6930, standardizing the titles and salary ranges of the Engineers in the Department of Public Affairs, adopted by the Board of Commissioners on February 28, 1940, be and it hereby is amended to include the title of "Senior Engineering Draftsman," salary range, \$2,700-\$3,300.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, due to retirements of the following members of the Carpenter Department, Repair Shop, Fire Division, Department of Public Safety; George W. Carter, March 1, 1938; Raymond T. Jacobus, June 22, 1938; Frank J. Fee, April 1, 1939; Michael L. Skelly, July 1, 1939, which reduced the personnel from six (6) to two (2) Carpenters, the said Carpenter Department has been seriously depleted to the extent that the construction and repair of ladders and the maintenance and necessary repairs of the various buildings of the Fire Division have been neglected; and

WHEREAS, through reduction of the working hours of Carpenters from 40 to 35 hours per week, the work of the Carpenter Department of the Repair Shop has been further curtailed, and

WHEREAS, it is imperative that the personnel of the Carpenter Department, Repair Shop, be augmented so that the aforementioned construction and repair of ladders and the maintenance and repairs to Fire Division Buildings can proceed immediately;

NOW, THEREFORE, BE IT RESOLVED, that John J. Boyle, Michael Reuter and Joseph M. Feeley, having been certified by the Civil Service Commission as eligible, be and they are hereby appointed permanently to the position of Carpenter in the Fire Division of the Department of Public Safety, at an annual salary of \$3,

099.25 per annum, payable semi-monthly as other salaries are paid. effective May 2nd, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Franklin offered the following resolution:

RESOLVED, that the title of Photographer be and the same is hereby created in the Bureau of Health, Department of Public Works, at a salary of \$1,200 per annum, effective May 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Mayor Ellenstein offered the following resolution:

RESOLVED, by the Board of Commissioners of The City of Newark, that Joseph A. Quinn, Jr., Office Boy in the City Clerk's Office, Department of Public Affairs, at an annual salary of \$840.00, be and is hereby appointed as Temporary Clerk in the said office of the City Clerk, at an annual salary of \$1,200.00, to be paid in the same manner as other salaries are paid; such temporary appointment to be subject to the approval of the

Civil Service Commission and promotional examination, and shall be effective from May 15, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Franklin offered the following resolution:

RESOLVED, that the title of Assistant Dental Chief, be and the same is hereby created in the Bureau of Health, Department of Public Works, at a salary of \$1,200 per annum, effective May 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Board of Commissioners of the City of Newark adopted a resolution on February 28, 1940, approving of the standard plan of titles and salaries of its employees to uniformly compensate those having similar responsibilities and performing like duties; and

WHEREAS, the said titles and salaries are in accordance with titles and salaries paid to employees in the

service of Essex County and the State Highway Department;

THEREFORE, BE IT RESOLVED, that the compensation of the follow-

ing employees in the Department of Public Affairs, be and the same hereby is increased to the amount set opposite their respective names, effective April 16, 1940, at an annual cost of \$9,889.00.

Name	Title	Bureau	Pres. Salary	Incr. To
Walter S. Bayer, Designing Engineer,		Sewers	\$4,000	\$4,500
Chester Mueller, Prin. Asst. Engineer,		Streets	4,000	4,500
Harry F. Gamm, Asst. Engineer		Surveys	2,940	3,300
C. Douglas Waring, Asst. Engineer...		Surveys	3,120	3,300
Harold F. Schumacher, Asst. Eng.....		Surveys	2,580	3,300
Robert Van Riper, Asst. Engineer		Sewers	2,580	3,300
Francis F. Tobin, Asst. Engineer		Streets	3,000	3,300
Alfred B. Anderson, Asst. Engineer....		Water	3,000	3,300
Edwin T. Erickson, Asst. Engineer....		Water	3,000	3,300
Arthur W. Schwab, Asst. Engineer....		Streets	3,000	3,300
Roland L. Thompson, Asst. Engineer,		*Port Newark Oper...	3,000	3,300
Gervaise S. Chittick, Asst. Engineer,		Streets	3,000	3,300
Chas. L. Hammond, Asst. Engineer....		Streets	3,000	3,300
John H. Austin, Asst. Engineer		Streets. Const.	3,000	3,300
Ralph G. Caprio, Asst. Engineer		Surveys	3,000	3,300
August E. Zentgraf, Asst. Engineer....		Surveys	2,820	3,300
William H. Gausman, Asst. Engineer,		*Port Newark Oper... (Electrical)	3,000	3,300
Howard W. Hanscorn, Eng. Drafts'n,		Surveys	2,100	2,400
George G. Schmidt, Eng. Draftsman,		Surveys	1,980	2,400
Geirge C. Henn, Eng. Draftsman.....		*Port Newark Oper...	1,980	2,400
Joseph P. Remmele, Eng. Draftsman,		*Port Newark Oper...	1,980	2,400
Theodore J. Young, Eng. Draftsman,		Surveys	1,980	2,400
Norman W. Conrad, Eng. Draftsman,		Surveys	1,980	2,400
Lewis D. Prag, Eng. Draftsman		Surveys	1,980	2,400
Raymond P. English, Sr. Eng. Draft'n		Surveys	2,400	2,700
Bernard A. Duffy, Sr. Eng. Drafts'n,		Surveys	2,400	2,700

* Port Newark Operator.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of The City of Newark that the following changes appearing on the payrolls of the Department of Parks and Public Property for the second half of April and the first half of May, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Margaret Dow-Dell, temporary Telephone Operator, terminated her services, effective April 27th, 1940.

Agnes Lamb, Telephone Operator, absent because of illness, returned to duty April 29th, 1940.

Anne Judson, Telephone Operator, granted one week of her vacation, with pay, effective May 6th, 1940.

Isabelle C. Jones, temporarily appointed Telephone Operator, for a period of one week, effective May 6th, 1940, at a salary of \$20.00 per week.

Miss Jones is being employed during the vacation of Anne Judson.

WEIGHTS AND MEASURES

Jerome Nusbaum, Clerk in the Department of Public Works-Emergency Relief at a salary of \$2,240.00 per annum, transferred to the Department of Parks and Public Property, Bureau of Weights and Measures, and reinstated in his former position of Assistant Superintendent, at his former salary of \$3,000.00 per annum, effective May 8, 1940.

John J. McGrath, Head Janitor in the Department of Parks and Public Property, Bureau of Public Buildings, at a salary of \$2,000.00 per annum, transferred to the Bureau of Weights and Measures, Department of Parks and Public Property, and reinstated in his former position of Assistant Superintendent, at his former salary of \$3,000.00 per annum, effective May 8th, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, John S. Flockhart, Principal Assistant Engineer in the Bureau of Street Cleaning, at \$4,500.00 per annum, and Herbert Simon, Principal Assistant Engineer in the Division of Water, at \$4,800 per annum, were appointed temporarily in the Department of Public Affairs, on May 1, 1936, subject to the results of a Civil Service promotional examination, and have been fulfilling the duties of that position since that date, and

WHEREAS, they have successfully passed the Civil Service promotional examination and have been certified by the Civil Service Commission as eligible for promotion in the same grade;

THEREFORE, BE IT RESOLVED, that John S. Flockhart and Herbert Simon, be and they are hereby permanently appointed to the position of Principal Assistant Engineer in the Department of Public Affairs, at a compensation of \$4,800.00 per annum, effective May 1, 1940, in the same respective bureaus.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the salaries of the following named employees of the Department of Public Works, be and the same are hereby increased to the amounts set opposite their respective names, same to become effective April 16, 1940.

NEWARK CITY ALMS HOUSE.

Salary Increases:

Gus Gevus, Orderly, salary increased from \$960 to \$1,080 per annum, effective April 16, 1940.

Jerry Puorro, Orderly, salary increased from \$960 to \$1,080 per annum, effective April 16, 1940.

Jacob DeLucca, Supervisor of Farm and Grounds, salary increased from \$2,000 to \$2,300 per annum, effective April 16, 1940, in lieu of maintenance.

In the case of Messrs. Gevus and Puorro, they were on leave of absences, without pay, when the budget of the Alms House was prepared and they were not considered for increases at that time. However, they have been returned from said leave of absences and Mr. Patrick J. White, Superintendent of the Alms House, feels they should be increased at this time. Attached letter from Mr. White explains this case in detail.

Mr. Jacob DeLucca was omitted in error from the previous resolution presented to the City Commissioners on Wednesday, April 17, 1940, and I am desirous that he receive this additional money at this time, which represents maintenance which he is entitled to and does not receive.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED, that the salaries of the following named employees of the Department of Public Works, be and

the same are hereby increased to the amounts set opposite their respective names, same to become effective April 16, 1940:

NEWARK CITY HOSPITAL

Thomas DeLuca, Laborer, salary increased from \$1,560 to \$1,680 per annum, effective April 16, 1940.

Gerard Farry, Orderly, salary increased from \$480 to \$600 per annum, effective April 16, 1940.

The above named employees of the Newark City Hospital were overlooked when the resolution was prepared on April 17, 1940, increasing the employees in the various sub-divisions of the Department of Public Works.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, Sarah Burns has been employed in the capacity of laundry worker, Newark City Hospital, Department of Public Affairs, since July 16, 1912; and

WHEREAS, said Sarah Burns has made application for a pension, under—

Chapter 218, P. L. 1939, (R. S. 1937, 43: 12-1, as amended).

wherein it is provided that:

"A person who has been continuously in the employ of any city for a period of twenty-five years and has reached the age of seventy years or who has been continuously

in the employ of any city for a period of forty years and has reached the age of sixty years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the City one-half of the amount he was receiving as salary from the city at the time of his retirement,"

and,

WHEREAS, it appears that said Sarah Burns is now over the age of 70 years, to wit, of the age of 73 years, and has been employed by the City since 1912, a period of 28 years; and

WHEREAS, said Sarah Burns was receiving a salary of \$936 a year, and desires, due to physical disability, and old age, to be retired on half pay;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the application for pension of Sarah Burns, employed by the City of Newark, in the Newark City Hospital, as laundry worker (Department of Public Affairs), is hereby granted, under and by virtue of the provisions of:

Chapter 218, P. L. 1939, (R. S. 1937) 43:12-1, as amended)

said pension to become effective as of May 1, 1940; and

BE IT FURTHER RESOLVED, that said Sarah Burns be paid a pension of one half her annual salary of \$936, to wit, \$468, payable semi-monthly, as other salaries are paid; pension effective May 1, 1940.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The New Jersey district of the Polish National Council of America has selected Newark as the center for a statewide rally in the Newark Armory for the purpose of launching a campaign for the relief of Polish war sufferers, especially the women and children, and

WHEREAS, The date selected, the 3rd day of May, holds a special significance in Polish history as Constitution Day, May 3, 1791, when the earliest effort towards a constitutional democracy was made in Europe; and

WHEREAS, The state group of the Polish National Council will have as its guest a distinguished figure in Polish-American life, General Josef Haller, at present Minister to the Polish Government in exile, and during the First World War, the Commander of a Polish Army in France;

BE IT RESOLVED by the Board of Commissioners of the City of Newark, N. J. that the City of Newark officially welcome the delegations from the entire State who will be guests of the City for the day, and

BE IT FURTHER RESOLVED, that the City of Newark officially receive the guest of honor, General Josef Haller, in the Council Chamber of the Board of Commissioners of the City of Newark, at 12 o'clock noon, May 3rd, 1940.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

(At this time Mayor Ellenstein left the meeting and Commissioner Murphy thereupon presided.)

Commissioner Franklin offered the following resolutions:

Application of Lewis L. Ransom (Columbian Laundry, owner) for the construction and operation of an engine and boiler room for laundry in a 2nd business district; premises 272-278 South Twelfth Street.

Commissioner Byrne: I move it be laid over for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Helen S. Loboda and Irene V. Dziuban, owners; for the removal from No. 54 Hawkins Street of a dwelling and store building to be erected on premises 55 Lentz Avenue, in a 3rd residence district;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Acting Mayor Murphy: Are there any objectors to this application?

Mrs. Nora Downey, 28-30 Horatio Street.

Well, I own this building 28-30 Horatio Street twenty-two years, I pay taxes, my dues, held it through fire and water up to this. I operate a little candy store, a livelihood for myself; I am a widow woman. I have one son married, doing for himself. I live in the back of the store. I cooperate with all these little children coming in and out of my little store. I buried my husband two years ago. All these children go to Hawkins Street Public School, their mothers pass. Today this tavern coming down, then this housing unit. I am thirty-five years in this neighborhood, it was there before I came and I don't know how long before that, it is an old frame building. Well, there is a two-car garage there which they will build and a store also to be erected for dance hall and cafeteria and tavern. And I object, I will lose my tenant on the side that is going to be erected.

Acting Mayor Murphy: What street are you on?

Mrs. Downey: I am on Horatio Street.

Acting Mayor Murphy: 28-30?

Mrs. Downey: Yes, sir.

Acting Mayor Murphy: That is where you operate the store now?

Mrs. Downey: 28. And then the 30 building is a four-family frame, contains families there with children. They object. All of them have signed the petition here they don't want this here; all the neighbors have. Let them have a four-family on this lot, fill it up with children. We have to fill up the land and of course we have no objections to that. I am a widow, I can't live there; my two children are going to get out, it annoys children.

Commissioner Byrne: There are only three of us present and two out

of three pass it Don't you think it might be better for you to come back next week?

Mrs. Downey: Certainly. I would come back, your Honor. I will come back.

Commissioner Byrne: How does counsel feel about it?

Mr. William H. Parry: This is a parcel that is in the block which was taken over by the Housing Board. The sooner we get action from the city the sooner they can make arrangements here and go ahead with the whole plan. Does that amendment to the Zoning Ordinance relate to this?

Commissioner Byrne: That does not relate to this.

Mr. Parry: Is there an amendment before you at the same time for the removal of the building for the change of the whole zone?

The City Clerk: Yes, there is an amendment on first reading for a change in the Zoning Ordinance.

The City Clerk: That ordinance does not change any district.

Mr. Parry: Is it necessary to have a change of the ordinance to carry through this plan to move this building from the present site to the proposed site?

The City Clerk: I don't think so.

Mr. Parry: It is not necessary then?

Acting Mayor Murphy: No, it is not necessary.

Commissioner Byrne: I move you that this be deferred for one week.

Commissioner Franklin: I second the motion.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

If anybody present wants to be recorded as opposed I will put their name on record, they may not be able to be here next week.

(Mrs. Bridget Lawton, 47 Lentz Avenue, had her name recorded as being an objector.)

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Thomas Nicastro (Gelsomina Nicastro, owner); for the construction and operation of a gasoline station including lubritorium and automobile laundry in a 1st industrial district premises 83-85 Nesbitt Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there any objectors to this application?

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., April 30, 1940.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

70-72 Chestnut Street; Hanovia Chemical and Manufacturing Co., owner; in a 1st industrial district the construction and operation of gasoline station including lubritorium and automobile laundry; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

297-303 Elizabeth Avenue; Harry Titunick; in a 1st industrial district the establishment and operation of an automobile sales station; on condition that the entire premises be enclosed with a four-foot wire fence with the exception of one driveway on Peddie Street and an entrance for pedestrians on Elizabeth Avenue, same to be operated

and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

*329-335 Plane Street; James B. Nann; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 11, 1941;

*222-226 Halsey Street; Shubert Parking Co., Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending April 22, 1941;

279 South Sixth Street; Antonio Marinaio; in a 5rd residence district an addition to clothing factory;

*36-46 Hill Street and 40-44 Court Street; Modern Parking Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 13, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(To be heard at Board of Commissioners meeting on May 1, 1940.)

Received, copy to be sent to each Commissioner and further action postponed to May 8, 1940.

The City Clerk: Four of these are renewals or suspension of rules has been requested and can be disposed of at this time.

Commissioner Franklin: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of James B. Nann (Estate of Franklin Murphy, owner); for the renewal of permit for automobile parking station; premises 329-335 Plane Street; such use to be limited to the period of one year ending May 11, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the resolution. Are there any objections?

Commissioner Byrne: I move we concur in the action of the Zoning Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the

City of Newark that the following structure or use be allowed:

Application of Hanovia Chemical & Manufacturing Co., owner; for the construction and operation of gasoline station including lubritorium and automobile laundry in a 1st industrial district; premises 70-72 Chestnut Street, same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Modern Parking

Co., (owners, Clara E. Schmauder, Richelieu B. & L. Association and Merchants & Newark Trust Co., trustee); for the renewal of permit for automobile parking station; premises 36-46 Hill Street and 40-44 Court Street; such use to be limited to the period of one year ending May 13th, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Zoning Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Shubert Parking Co., Inc.; (Fidelity Union Trust Co., owner); for the renewal of permit for automobile parking station; premises 222-226 Halsey Street; such use to be limited to the period of one year ending April 22, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objectors?

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for March, 1940.

Department of Buildings for March, 1940.

Clerk of First District Court for March, 1940.

Clerk of Second District Court for March, 1940.

Superintendent of Alms House for March, 1940.

City Clerk (2) for March, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court for March, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic for March, 1940.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 1, for March,
1940.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 2, for March,
1940.

Robert J. Beckley, Clerk 3rd Crimi-
nal Court, for March, 1940.

Elizabeth S. Lewis, Clerk Family
Court, for March, 1940.

City Treasurer for March, 1940.

Comptroller for March, 1940.

MONTHLY STATEMENT OF CASH COLLECTIONS

Month of March, 1946

City of Newark	March, 1939 Last Year's Month	March, 1939 Collections Tot. to Date	% Col. Last Yr.	March, 1940 This Year's Collections Month	March, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Description							
Licenses:							
Sale of Alcoholic Beverages\$	470.00	\$ 1,410.00	.0023	\$ 1,017.78	\$ 2,352.78	\$ 623,000.00	.0038
Ice Cream, Plumbing & Refuse	1,211.50	6,013.00	.6679	1,287.00	5,147.50	11,100.00	.4637
All Other Licenses	9,928.58	53,039.16	.4644	10,032.26	49,406.14	116,000.00	.4259
Fees and Permits:							
Tax Search Fees	1,014.75	2,285.00	.3248	723.00	2,511.50	8,300.00	.3026
Building and Electrical Work							
Permits	2,004.20	4,823.73	.1673	2,347.16	7,786.69	31,900.00	.2441
Public Sewer Connection Tap							
Fees	1,016.58	30.00	.0226	60.00	1,400.00	2,500.00	.5600
Towels, Soap, Bathing Suits		2,499.06	.1177	.....	993.30	20,700.00	.0480
Combustible, Moving Picture, Garage and Miscellaneous							
Permits	2,014.31	5,307.06	.2506	1,414.00	5,137.40	19,400.00	.2648
Receipts for Patients Treated	1,975.03	5,370.20	.1971	3,264.59	7,309.17	22,600.00	.3115
Valley Sewer Maintenance		27,920.66	1.00	.....	1,449.40	27,900.00	.0520
Jury and Listing Fees	3,487.05	9,312.75	.2255	3,393.51	5,077.11	26,600.00	.2489
Animal, Chicken, Plumbing							
Permits	764.50	1,693.00	.2362	20.00	1,105.50)	.....	.....
And Miscellaneous Fees .....		.....	.....	717.50	1,985.50)	10,000.00	.3091
Transcript Fees for Births, Deaths, Etc.	573.10	1,858.75	.3174	592.80	1,986.00	5,800.00	.3424

City of Newark Description	March, 1939		% Col. Tot. to Date Last Yr.	March, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collections Tot. to Date		
Fines:							
Magistrates	10,926.00	22,712.65	.2582	5,324.10	16,783.55	84,500.00	.1986
Overdue and Lost Books	1,601.03	6,237.27	.3118	.....	3,406.22	21,200.00	.1607
Interest and Costs on Assess- ments	24.24	484.09	.0463	826.97	5,281.11	9,400.00	.5618
Interest and Costs on Taxes	48,879.08	118,787.20	.1370	34,101.35	102,662.70	640,000.00	.1604
State and Other Aid:							
Gas Tax Refund	2,566.89	7,499.01	.3705	5,358.33	10,148.55	27,000.00	.3759
Public Lighting Reimburse- ment	1,408.47	1,408.47	.4414	1,408.47	1,408.47	5,600.00	.2515
Bill Board Tax .....	.....	2,511.00	1.00	.....	3,285.55	2,900.00	.1329
Franchise and Gross Receipts Taxes of 1938 .....	.....	.....	.....	.....	77.10	375,753.54	.0002
Franchise Taxes of 1939 .....	.....	1,081.46	.0016	.....	1,095.39	685,513.00	.0016
Gross Receipts Taxes of 1939..	.....	.....	.....	.....	.....	710,391.00	.....
Bus Receipts Tax:							
5% Trolley .....	.....	.....	.....	.....	.....	21,300.00	.....
Streetway Tax	22,695.94	69,645.33	.3055	19,852.48	63,378.54	253,400.00	.2501
Leases and Rentals:							
City Owned Property	15,313.50	38,165.50	.2580	11,763.49	36,403.81	162,500.00	.2240
Rent Army Base	8,333.34	25,000.00	.2500	.....	.....	100,000.00	.2500
Rent: City Railway .....	.....	.....	.....	.....	.....	120,000.00	.....

City of Newark Description	March, 1939		% Col. This Year	March, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date Last Yr.		This Year's Month	Collections Tot. to Date		
Reimbursement:							
Lighting Inspectors Salary ...	.....	.....	.....	.....	1,500.00	.....	.....
Real Estate Arrears "Regular" ..	510,251.53	1,393,975.07)	.2571	329,463.54	1,214,801.88)	.....	.....
Personal Arrears	47,384.83	164,113.86)	.....	45,530.62	116,021.71)	4,541,036.98	.2931
Tax Title Liens:							
Real Estate Taxes	46,937.87	96,617.22	.1400	30,942.14	37,823.56	489,512.00	.1998
Interest and Costs:							
Lien Certificates	6,197.46	6,528.72	.....	1,515.54	5,863.43	.....	.....
Special Items of General Revenue	2,373.41	4,337.28	.....	.....	413.25	.....	.....
Leases and Rentals of City Owned Property in Advance....	.....	.....	.....	6,740.00	6,740.00	.....	.....
U. S. Health San. a/c .....	.....	.....	.....	.....	1,775.00	.....	.....
Cr. Directors Office, Dept. Public Works .....	.....	.....	.....	30.00	30.00	.....	.....
Current Tax Collections	508,449.98	7,521,629.66	.1994	577,096.26	10,658,966.64	36,343,298.61	.2933
Miscellaneous Revenue Not Anticipated	739.56	2,180.56	.....	.....	.....	.....	.....
Alms House .....	.....	.....	.....	75.00	501.34	.....	.....
City Home .....	.....	.....	.....	20.00	60.00	.....	.....
Police Department .....	.....	.....	.....	20.57	189.12	.....	.....
Street Cleaning .....	.....	.....	.....	43.10	129.77	.....	.....
Board of Adjustment .....	.....	.....	.....	6.77	19.95	.....	.....
Other .....	.....	.....	.....	705.23	1,116.34	.....	.....

City of Newark		March, 1939		March, 1940		Budget	%
Description	Last Year's Month	Collections Tot. to Date	% Col. Last Yr.	This Year's Month	Collections Tot. to Date	Anticipation this Year	This Year
Dedicated Revenues:							
1939 Co. Board Remission					22.75		
Newark Airport	4,945.12	24,515.23	.1113	14,539.31	26,340.31	346,495.00	.0760
Bureau of Water	206,157.38	596,621.07	.2323	216,498.65	622,999.96	2,689,728.04	.2316
Bureau of Docks	19,360.18	31,384.79	.2768	18,210.40	29,833.28		
Bureau of Streets	4,261.80	6,593.85	.0687	1,010.29	3,143.24	69,741.00	.0451
Bureau of Street Cleaning	112.00	1,277.77	.0895	3,275.27	5,447.47	13,938.00	.3908
House Sewer Connections	130.00	4,937.93	.2317	463.75	2,634.56	28,706.00	.0918
Outdoor Poor	460.00	1,479.94	.1591	580.00	1,626.00	8,300.00	.1959
Weights and Measures		198.50	.1719		120.50	3,200.00	.0377
Bureau of Motors						325,828.00	
Miscellaneous	29.55						
Printing and Stationery	8,529.26	8,858.47	.1913		82.47	125,000.00	.0007
Shade Tree		56.13	.0281	8.90	79.56	2,000.00	.0398
Health Department Payroll Cr...	2.07	2.07					
City Hospital Payroll Credits	25.00	25.00		65.85	93.49		
Payroll Credit Police Department		16.13		3.74	3.74		
Administration of Relief	100.00	413.57		221.61	237.74		
200 Washington Street Corp.	833.33	2,499.99		833.33	2,499.99		
Herry C. Jones Estate	27.28	1,887.22		32.03	52.11		
Redemption of Lien Certificates	24,734.32	59,053.15		11,241.11	25,916.24		

City of Newark Description	March, 1939		March, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Tot. to Date Last Yr.	This Year's Collections Month	Tot. to Date		
U. S. Social Hygiene .....	.....	2,150.00	.....	2,150.00	.....	.....
Emergency Relief 1938	1,465.69	3,240.47	462.31	1,477.82	.....	.....
Emergency Relief 1939 .....	.....	.....	325,606.63	326,569.81	.....	.....
Emergency Relief 1940 .....	.....	.....	246.27	398.44	.....	.....
Public Schools	1,085,842.76	1,157,585.88	1,501,222.07	1,579,258.14	.....	.....
Refunds—Current Taxes .....	.....	294.44	224.33	11,316.07	.....	.....
Return Checks—Current Taxes..	.....	7,237.39	4,754.41	14,602.34	.....	.....
Regular Assessments:						
Pavings	187.55	685.07	58.68	413.05	.....	.....
Sewers	170.64	197.49	140.00	227.09	.....	.....
Snow Removal .....	.....	76.03	.....	.....	.....	.....
Demolition of Building .....	.....	23.00	.....	.....	.....	.....
Openings .....	.....	261.11	5,013.62	7,513.66	.....	.....
House Sewer Connections	281.53	1,262.22	159.30	861.10	.....	.....
Shade Trees	15.00	53.00	10.00	30.00	.....	.....
Side Walks .....	.....	40.46	.....	32.04	.....	.....
Water Service Connection .....	.....	60.08	.....	120.00	.....	.....
T.T.L. Assessments Pavings	952.24	1,222.07	230.00	3,504.08	.....	.....
Sewers	310.96	1,932.70	.....	368.00	.....	.....
Openings	196.33	3,371.03	25.00	122.90	.....	.....
Sidewalks .....	.....	.....	.....	185.63	.....	.....
Water Service Connection .....	.....	308.00	99.70	99.70	.....	.....

City of Newark	March, 1939 Last Year's Month	March, 1939 Collections Tot. to Date	% Col. Las. Yr.	March, 1940 This Year's Collections Month	March, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Other Cash Collections:							
Fond Anticipation Notes	1,245,000.00	1,245,000.00	.	450,000.00	700,000.00	.....	....
Doremus Avenue Bridge							
Reconstruction .....	.....	.....	.....	18,192.37	18,192.37	.....	.....
Over Deposit .....	.....	1.50	..	1.37	1.39	.....	...
Totals	\$3,862,671.77	\$12,769,289.83		\$3,677,458.00	\$15,861,108.02		
Under Deposit .....	.....	.50					

VINCENT J. MURPHY,

Director of Revenue and Finance.

City of Newark, New Jersey
Department of Revenue and Finance

April 1, 1940.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act to
amend and revise the charter of the
City of Newark, N. J.' approved
February 22nd, 1866" I herewith pre-
sent a statement of the receipts and
disbursements for the month of
March, 1940:

RECEIPTS

Cash on hand February 29, 1940	\$5,722,565.81	
Received from Comptroller, March	1,849,920.72	
Transfer from PWA 1438-F	12,076.06	
Transfer from Doremus Avenue, General	7,308.76	
	<hr/>	\$7,591,871.35

DISBURSEMENTS

By Warrant	\$3,543,239.15	
Without Warrant	459,921.56	
Returned Checks	2,492.42	
Transfer to 1940 Relief	425,000.00	
	<hr/>	4,430,653.13
Cash on hand March 31, 1940		\$3,161,218.22

VINCENT J. MURPHY,

Director of Revenue and Finance.
By Joseph J. Kroehl.

Commissioner Byrne: I move we ad-
journ.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commisisoners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 8, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin I move the reading of the minutes be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance appropriating \$600,000 for School Purposes and providing for the issuance of notes to meet such appropriation.

WHEREAS, the Board of Education of the City of Newark has, by resolutions duly adopted, decided that it is necessary to raise money for the purposes hereinafter set forth, and has prepared and delivered to each member of the Board of School Estimate of said City a statement of the amount of money estimated to be necessary for each of said purposes; and,

WHEREAS, said Board of School Estimate has duly considered such statements so made by the Board of Education and has, by resolutions duly adopted, fixed and determined the amount necessary for each of said purposes, and has made two certificates of each of such amounts and has delivered one of each of such certificates to the Board of Education and the other to the Board of Commissioners; and,

WHEREAS, the amount of money estimated by said Board of Education to be necessary for each of said purposes and the amount fixed and determined by said Board of School Estimate as to the amount necessary for said purpose is the respective amount stated in Section 1 of this ordinance: NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. Pursuant to Article 8 of Chapter 6 of Title 18 of the Revised Statutes of New Jersey the following sums are hereby appropriated to the following purposes respectively, viz.:

- (1) The erection of a new building to replace the existing Dayton Street School, tentatively consisting of two (2) stories and basement, containing ten (10) classrooms, kindergarten, auditorium, gymnasium, shop, home economics rooms, principal's office, teachers' rooms, lavatories, etc., including the acquisition of necessary land, Architect's fees and contingencies \$285,000.00
- (2) Original equipment required for such new Dayton Street School building . . . \$17,000.00

(3) Major alterations, improvements and repairs to the existing Belmont Avenue School building, to convert the structure to meet with high school requirements, including major alterations and improvements, such as structure steel work, remodeling the building practically throughout, including new lavatories, kitchen, cafeteria, home economics room, stock room, principal's office, nurse's and teachers' rooms, an entirely new gymnasium, etc., including Architect's fees and contingencies\$273,000.00

(4) New equipment required for such Belmont Avenue school building \$25,000.00

Section 2. Such appropriation shall be met in part from moneys amounting to \$15,000 which have been appropriated for such purposes in the budget heretofore adopted for said City for the fiscal year beginning January 1, 1940.

Section 3. The determination whether the remainder of said sums so appropriated, amounting to \$585,000, shall be levied and collected or borrowed upon bonds is hereby postponed, and promissory notes of the City of Newark shall be issued, pursuant to Section 18:6-73 of the Revised Statutes, in anticipation of either the levy or collection of taxes or the authorization or sale of permanent bonds, as may subsequently be determined.

Section 4. Said promissory notes may be issued either all at one time or from time to time, as the proceeds may be required by the Board of Education. The aggregate principal amount of such notes shall not exceed \$585,000. All such notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum and each of said notes shall mature in not exceeding one year

from its date. Such notes may be renewed from time to time but renewal notes shall mature in not exceeding three years from the date of the original notes for the renewal of which they are issued.

Section 5. Each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor, and the corporate seal of said City shall be affixed to each of said notes and attested by the City Clerk. All matters with respect to said notes not determined by this ordinance shall be determined by said Director of the Department of Revenue and Finance.

Section 6. This ordinance shall take effect at the time in the manner provided by law.

Mayor Ellenstein: That is not to be introduced today because the debt statement has to be filed.

City Clerk Reichenstein: You don't need a debt statement if it is for school purposes.

Mayor Ellenstein: Are you sure.

City Clerk Reichenstein: I am positive.

Assistant Corporation Counsel Kane: You don't need a debt statement.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that May 22nd, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fix-

ed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the vacation of part of South Orange Avenue on the southerly side thereof between a point about 90 feet west of the westerly line of South Ninth Street to a point about 60 feet west of the westerly line of Ashland Street.

The Board of Commissioners of The City of Newark, Do Ordain:

Section 1. That all that part of South Orange Avenue on the southerly side thereof between a point about 90 feet west of the westerly line of South Ninth Street to a point about 60 feet west of the westerly line of Ashland Street, lying southerly of a line parallel to and distant 80 feet measured southerly at right angles from the northerly line of South Orange Avenue shall be vacated as a public street or highway, said vacation to extend from a point about 30 feet west of the westerly line of South Ninth Street, where the said parallel line intersects the former southerly line of South Orange Avenue, westerly to the westerly line of South Tenth Street and from the westerly line of South Tenth Street,

westerly to the easterly line of South Eleventh Street; and from the westerly line of South Eleventh Street westerly to the easterly line of South Twelfth Street; and from the westerly line of South Twelfth Street westerly to the easterly line of Ashland Street; and from the westerly line of Ashland Street westerly to a point about 60 feet therefrom where the aforesaid parallel line again intersects the former southerly line of South Orange Avenue.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1447-V, dated April 26, 1940.

Under and by virtue of the provisions of Section 1, sub-division (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto. R.S. 40: 67 1b.

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that May 22nd, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N J, be

fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark and providing for the licensing thereof, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

The following persons appeared and talked on the Ordinance:

Mr. Manuel Pogash, 24 Commerce Street;

Mr. A. King Braelow, 207 Market Street;

Mr. Simon Englander.

Mayor Ellenstein: Is there anyone else who wants to be heard?

(No response).

All in favor of approving of this ordinance on second reading will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: At this time I will vote no until I have more time to study it.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: No.

Mayor Ellenstein: All right, the ordinance is defeated. Now, I think a proper motion would be in order requesting the Law Department to meet with this group and get a satisfactory amendment to the original ordinance regulating the signs. That is most important.

Commissioner Murphy: I don't think it ought to be thrown out entirely.

Mayor Ellenstein:

I will entertain a motion that the Law Department be instructed to confer with representatives of the parking stations, the Zoning Department and the Police Department—a proper representative of the Police Department—confer and prepare an amendment to the original ordinance which will take care of these regulatory things, particularly with reference to the rate signs.

Mr. Englander: I think the original amendment—

Mayor Ellenstein: Will somebody make the motion?

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance requiring the Union Label on all stationery and printing, and stated that today was the time fixed for a further hearing, the ordinance having been introduced on information April 3rd, 1940.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require the employment of workers at prevailing wage and upon an eight hour day basis upon all contracts of The City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature, and stated that today was the time fixed for a further hearing, the ordinance having been introduced on information April 3rd, 1940.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4, of an ordinance entitled 'A Ordinance regulating the sale and distribution of milk, cream and milk products in the City of Newark,' adopted July 1, 1931," adopted September 14, 1938, and stated that today was the time fixed for a further hearing, the ordin-

ance having been introduced on information March 20th, 1940.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

The following persons appeared and talked on the Ordinance:

Mr. Herman Blank, Mr. C. Wallace Vail, Mr. Charles Shankroff, Mr. Benjamin Klurman, Mr. Joe Tannenbaum, Mr. Joseph Meridan, Mr. James Bryan, Mr. William Williams, Mr. S. H. Harrison, Mr. Harry Levowsky, Mr. L. T. Woodruff.

Mayor Ellenstein: Is there anyone else who wishes to be heard? What is the disposition of the Commission?

Commissioner Franklin: I will offer the ordinance on first reading.

Commissioner Franklin introduced the following ordinance on first reading and moved its adoption.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4, of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in the City of Newark,' adopted July 1, 1931," adopted September 14, 1938.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. That Section 4, of an Ordinance entitled: "An Ordinance to amend Section 4 of an ordinance entitled 'An Ordinance regulating the sale and distribution of Milk, Cream and Milk Products, in the City of Newark,' adopted July 1, 1931," adopted September 14, 1938, be and the same is hereby amended to read as follows:

"Section 4 Governing the Sale and

Distribution of Milk, Cream and Milk Products.

SUBDIVISION 1: LICENSE.

(a) No person, firm or corporation shall pasteurize, process or produce or sell or offer or expose for sale, or have in possession for sale or delivery in the City of Newark, any milk, cream or milk products, without first having obtained a license for such sale or delivery. The number of such licenses to be issued in the City of Newark by the Department of Health shall not exceed one for every 1,500 residents of the City. Licenses for sale of milk, cream or milk products in stores are excepted from this limitation.

(b) Said license shall be issued in the name of such applicant by the Department of Health of the City of Newark only after and upon full compliance with the provisions of this ordinance, and for the calendar year or remainder of the year wherein the said license is granted, and shall expire on the last day of said year. Said license shall not be transferable unless a written request is filed with the Department of Health and the written consent to such transfer is given by the Department of Health.

(c) Every applicant obtaining a license for the sale or distribution or pasteurization of milk, cream or milk products in the City of Newark shall pay a fee of two dollars (\$2.) for such plant, store, station, vehicle or wagon, used for the sale or distribution of milk, cream or milk products in the City of Newark, by said applicant. Said license shall entitle the holder thereof to sell or deliver the particular grade of milk, cream or milk products for which it is issued. Should the licensee desire to sell or deliver other grades of milk, cream or milk products, from such plant, store station, vehicle or wagon, additional licenses shall be obtained for each ad-

ditional grade of milk, cream or milk products, and an additional fee of fifty cents (50c) shall be paid for each different grade of milk, cream or milk product, before any such additional license is granted; provided, however, all provisions of this ordinance are fully complied with. Only one such additional fee of fifty cents (50c) shall be charged for each additional grade of milk, cream or milk product regardless of the number of plants, stores, stations, vehicles or wagons of such licensee.

(d) Upon the granting of every such license, the Department of Health shall furnish to the licensee one sign for each plant, store, station, vehicle or wagon used by such licensee upon the payment of a license fee of two dollars (\$2). Not more than one such sign shall be issued to an applicant except upon the payment of an additional fee of two dollars (\$2.) for each sign in excess of the one issued as aforesaid. Such sign shall be conspicuously placed upon the right hand side of each wagon or vehicle, and in the case of a store, plant or station, shall be placed conspicuously above the counter and such sign shall not be removed therefrom until the expiration or other termination of said license.

(e) No plant, store, station, vehicle or wagon shall be operated for the sale or delivery of milk, cream or milk products in the City of Newark except under the license required by this ordinance.

SUBDIVISION 2. APPLICATION FOR LICENSE, PROCEDURE. REFUSAL.

(A) No license shall be granted for the sale or delivery of milk, cream or milk products within the City of Newark, unless there shall be first filed with the Department of Health of the City of Newark a written application setting forth answers to the following questions:

1. Name of applicant for license;
 2. Business address of applicant;
 3. Grade of milk, cream or milk product to be sold under license applied for;
 4. Whether or not applicant has a license for sale or delivery of milk, cream or milk products in any other municipality or locality; and, if so, Where?
 5. Whether or not applicant has ever had a similar milk dealer's license in the City of Newark or elsewhere, and whether or not such license was ever revoked;
 6. Whether or not the applicant has ever been convicted of a crime involving moral turpitude;
 7. Whether or not the applicant has had any knowledge of and experience in the care, handling, sale and delivery of milk, cream or milk products; and,
 8. If so, state such experience;
 8. Whether or not the applicant is familiar with the laws of the State of New Jersey, Ordinances of the City of Newark and rules and regulations of the State and the City of Newark, pertaining to the sale or distribution of milk, cream milk products.
 9. Whether or not the applicant has a storage place for storing of milk, cream and milk products at 50 degrees Fahrenheit, or lower, before its delivery; and state location thereof.
 10. Whether or not the applicant has a delivery plant, store, station, vehicle or wagon, so constructed as to prevent dirt, dust, flies, bugs, or any unhealthful or injurious or foreign matter from contacting or contaminating such milk, cream or milk products, or containers wherein the same are contained.
 11. Whether or not the applicant has a plant, store, station, vehicle or wagon, so constructed that ice or refrigeration can be at all times provided in and on said milk, cream and milk products to keep the temperature of such milk, cream and milk products, while being delivered or sold at 50 degrees Fahrenheit.
 12. State the name and place of business of the person, firm or corporation to furnish the applicant milk, cream and milk products, during the period of said license.
- (B) The written answers of the applicant as more particularly set forth in subdivision 2, Paragraph (A) of this ordinance, shall be filed with the Department of Health of the City of Newark, and examined by said Department, and subsequently forwarded to the Director of the Department of Public Works, who is hereby authorized to issue or refuse said license. It shall be the duty of the Director of Public Works, in order to safeguard the public health, to carefully inquire into the fitness, experience, requirements and qualifications of each applicant and to determine whether or not, in his opinion, the license may be granted. Nothing in this ordinance shall be construed as authorizing the Board of Health to question the applicant as to the chemistry of milk.
- (C) In the event the Director of the Department of Public Works, shall refuse said license, he shall so notify the applicant by letter addressed to the applicant's address, giving the reason for such refusal. The applicant may apply to the Director of the Department of Public Works for a hearing on such refusal, providing such application is made within ten (10) days of mailing of notice of the refusal. At said hearing the appli-

cant may produce such testimony or information to disprove any facts which may be the basis of the refusal of said license.

(B) In no event may the license be granted for the sale or delivery of milk, cream or milk products within the City of Newark, where the following circumstances exist:

1. Where the number of licenses already issued (stores excepted) are equivalent to one for every fifteen hundred (1500) residents of the City of Newark, according to the last Federal Census;
2. Where the applicant is not a resident of the City of Newark or does not maintain a place of business in the City of Newark or does not maintain any of his business in the City of Newark or is unable to furnish a written reference of a citizen of the City of Newark recommending applicant insofar as as honesty, character and financial responsibility is concerned.
3. Where the applicant does not have a sanitary place for storage of milk, cream and milk products at 50 degrees Fahrenheit, or lower, adequate for a necessary supply before sale or delivery.
4. Where the applicant's delivery plant, store, station, vehicle or wagon is not so constructed as to prevent dirt, dust, flies, bugs or unhealthful or injurious or foreign matter from contacting and contaminating such milk, cream and milk products or containers wherein the same are kept.
5. Where applicant's plant, station, vehicle or wagon is not so constructed that ice or refrigeration can be at all times provided for said milk, cream and milk products, or the containers thereof, while be-

ing stored, sold or delivered, at 50 degrees Fahrenheit, or lower.

6. Where the applicant's vehicle or wagon is not equipped to carry properly milk, cream and milk products during inclement or warm weather.
7. Where the place from which applicant is to obtain a supply of milk, cream and milk products during the period of said license, does not meet with requirements of the State Board of Health, local Board of Health, and any State law, or ordinance, regulations, rules, governing and regulating sanitary conditions.
8. Where the applicant shall obtain milk, cream or milk products from sources other than those approved by the Department of Health, or other proper authorities.
9. Where the licensing of an applicant will impose upon a market already adequately served a supply of milk, cream or milk products which would tend to create conditions adverse to sanitary standard and maintenance of the public health, or disrupt the orderly marketing conditions requisite for the marketing of perishable food products.

SUBDIVISION 3: REVOCATION:

(A) Whenever any license shall have been issued under and by virtue of this ordinance, and amendments thereof, said license may be suspended or revoked by the Director of the Department of Public Works, for any of the following reasons:

1. Where the licensee shall have violated any of the provisions of this ordinance and the amendments thereof;
2. Where the licensee shall have been convicted of a crime involving moral turpitude;

3. Where the licensee shall fail to have a storage place for the storage of milk, cream and milk products at 50 degrees Fahrenheit, or lower, before the sale or delivery of same or shall refuse, upon request, forthwith to allow the Department of Health or any of its inspectors, to inspect said storage place.
4. Where the licensee's delivery plant, store, station, vehicle or wagon becomes unsanitary, dirty and unhealthful, and its construction does not prevent dirt, dust, flies, bugs or any unhealthful or injurious or foreign matter from contacting and contaminating such milk, cream and milk products, and the containers wherein same are contained;
5. Where licensee's plant, store, station, vehicle or wagon does not provide a temperature of 50 degrees Fahrenheit, or lower, for said milk, cream and milk products, while being stored, sold or delivered, or where licensee's vehicle or wagon is not properly equipped to carry milk, cream and milk products during inclement or warm weather.
6. Where licensee exposes for sale or delivery milk, cream or milk products obtained from a person, firm or corporation, other than a person, firm or corporation represented in the application for said license, unless the consent of the Board of Health is given to the licensee to accept for sale or delivery such milk, cream or milk products of such other person, firm or corporation.
7. Where the licensee obtains one grade of milk from more than one source without first obtaining permission of the Department of Health.
8. Where the licensee changes his or her source of milk, cream or milk products supply, or accepts any additional supply without having first obtained the permission of the Board of Health.
9. Where any licensee selling or delivering milk, cream or milk products in the City of Newark, shall, upon notification by the Department of Health, or its officers, fail immediately to withdraw any source of said licensee's milk, cream or milk products supply, not produced, handled or distributed in compliance with the provisions of this ordinance, or the laws of this State.
10. Where any licensee shall fail to allow the Department of Health, or any of its officers, to examine the place wherein said milk, cream or milk products are stored, sold or kept during delivery, and where any licensee shall refuse to furnish the Department of Health, or any of its officers or employees, with a sample or samples of the milk, cream or milk products, for analysis.

SUBDIVISION 4:

Nothing contained in this ordinance shall be construed to require a license for the sale of condensed or evaporated (preserved) milk or hermetically sealed cans.

Section 2. If any section, part of section, sentence, clause or phrase of this ordinance shall be held to be unconstitutional or invalid, the remaining provisions thereof shall, nevertheless, remain in full force and effect.

Section 3. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 4 This ordinance shall take

effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that May 22nd, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-three Thousand Five Hundred Seventy-three Dollars and Forty-five Cents (\$23,573.45) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance from April 16th to 30th, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,810.98
Auditor's Office	1,488.74
Treasurer's Office	1,056.82
Tax Receiver—Cashier's Division	1,492.42
Tax Receiver—Addresso- graph Division	462.46

Tax Receiver—Bookkeep- ing and Billing Division	2,460.14
Tax Receiver—Counter Division	896.82
Personal Tax Arrears	1,405.51
Board of Assessment and Revision of Taxes	6,269.68
Board of Assessment and Revision of Taxes—Sur- veyors' Division	1,317.04
Tax Revaluation—W.P.A. Assessments for Local Im- ments	208.33
Revenue and Finance Pen- sions	614.57
First District Court	437.50
Second District Court	1,190.82
	1,111.64
	<hr/>
	\$ 23,573.45

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-two Thousand Six Hundred Twenty-one Dollars and Thirty-one Cents (\$62,621.31) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	\$ 25,791.96
Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	36,829.35
	<hr/>
	\$ 62,621.31

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Million Eight Hundred Seventy Thousand Dollars (\$8,870,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School Appropriation\$5,870,000.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million Two Hundred Eighty-three Thousand Eight Hundred Seventy-two Dollars and Twenty Seven Cents (\$1,283,872.27) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 30.35
Reserve for Overpayment, Tax Receiver.....	86.07
County Tax	1,199,142.90
Passaic Valley Sewer Maintenance	82,918.62
Auditor's Office .....	.80
Arrears of Personal Taxes .....	.50
Treasurer's Office	1.00
Tax Receiver—Counter Division	1 00

Tax Board	755.50
Reserve for Overpayment—Comptroller	737.98
W. P. A. Tax Revaluation Project 7185-O	
Sub A-C	197.55
	<hr/> \$1,283,872.27

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Seventeen Thousand, One Hundred Twenty-seven Dollars and Eighty-nine Cents (\$217,127.89) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from April 16th to 30th, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,262.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.33
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	78,493.86
Police Division	129,870.48
	<hr/> \$217,127.89

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Seventy-three Dollars and One Cent (\$373.01) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Division of Buildings	\$155.96
Electrical Bureau	236.55
Miscellaneous Revenue Anticipated	20.50
	<hr/>
	\$373.01

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Twenty-six Thousand Six Hundred Ninety-five Dollars and Forty Cents (\$26,095.40) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bus Transportation	\$ 8,493.30
Ivy Hill Power Plant	3,348.12
Emergency Relief—	
Administration	126.50
Newark City Alms House ..	6,024.60
Emergency Relief—	
Administration	8,703.18
	<hr/>
	\$ 26,695.40

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the entire month of April, 1940, as follows:

United States Social Hygiene Fund	\$633.33
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Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Four Thousand Six Hundred Thirty-one Dollars and Seventy-nine Cents (\$104,631.79) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of April, 1940, as follows:

Director's Office	\$ 1,468.32
City Hospital WPA Project	
6410-7	166.66
Bureau of Health	25,514.59
City Hospital	25,259.29
U. S. Health Sanitation	
Account	308.33
Convalescent Hospital	2,086.90

Newark City Home	3,029.28
Public Baths	5,360.82
Newark City Alms House	2,582.15
Ivy Hill Power Plant	2,913.54
Outdoor Poor Department	1,723.31
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief Admin- tration	29,815.31
	<hr/>
	\$104,631.79

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand Three Hundred Eighty-five Dollars and Twenty Cents (\$3,885.12) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

1939

Public Buildings—	
Reserve for Liabilities	\$ 3,055.12
Smoke Abatement—	
Reserve for Liabilities....	330.00
	<hr/>
	\$ 3,385.12

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Three Thousand, Five Hundred and Four Dollars (\$3,504.00) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 1st and May 4th, 1940, as follows:

Shade Tree	\$ 2,250.00
Public Buildings	1,254.00
	<hr/>
	\$ 3,504.00

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Fourteen Thousand Seven Dollars and Sixty-six Cents (\$14,007.66) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from April 16th to April 30th, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,330.19
Public Buildings—	
City Owned Property	219.86
Weights and Measures	547.66
Printing and Stationery	185.00
Shade Tree	1,457.49
W.P.A. Project 1485-7	208.33
Central Purchase	1,850.82
	<hr/>
	\$ 14,007.66

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seven Thousand Six Hundred Ninety-six Dollars and Nine Cents (\$7,696.09) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
WPA Project 6951-7	\$ 258.24
Household Workers Training	
WPA Project 5183-A	100.00
City Planning	
WPA Project 7215-O	416.66
Toy Mending	
WPA Project 5618-7	
(Reserve of Liabilities)	99.25
Street Construction	
(WPA Project 6926-7)	6,821.94
	<hr/>
	\$7,696.09

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Seven Hundred Thirty-four Dollars and Thirty-two

Cents (\$3,734.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 203.93
Street Cleaning	26.62
City Clerk	25.00
Port Newark Operations	128.77
Port Newark Operations.....	3,350.00
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	\$3,734.32

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Three Hundred Sixty-Six Dollars (\$1,366.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$1,366.00
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Five Hundred Forty-two Dollars and Ninety-seven Cents

(\$2,542.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East) \$	263.31
Swimming Pool Construction (Hayes Park West)	217.64
Swimming Pool Construction (Boylan Street)	301.04
Swimming Pool Construction (Clifton Avenue)	197.50
Swimming Pool Construction (Clifton Avenue)	147.40
Swimming Pool Construction (Hayes Park East)	567.22
Swimming Pool Construction (Hayes Park West)	326.92
Swimming Pool Construction (Boylan Street)	521.94
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	\$ 2,542.97

(WPA Project 6069-7)

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred Eighty-nine Dollars and Thirty-nine Cents (\$389.39) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 18.45
Street Cleaning	15.35
Port Newark Operations'	20.27
Newark Industrial Commission	10.00

Motors	19.61
Sewers	10.09
Toy Mending	
(WPA Project 7050-0)	32.69
City Planning	
(WPA Project 7215-O)	13.79
NYA Administration	
(Home Making, WPA	
Project 76-7)	2.53
Water	246.70
	<hr/>
	\$389.39

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-nine Thousand Five Hundred Forty-nine Dollars and Forty-five Cents (\$39,549.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending May 1, 1940:

Fort Newark Operations	\$ 2,569.45
Bureau of Motors	2,645.91
Bureau of Streets	2,229.35
Bureau of Sewers	1,084.60
House Sewer Connections	265.53
Bureau of Street Cleaning ..	21,736.67
Street Construction	259.88
Bureau of Water	8,758.06
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	\$39,549.45

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the following bonds be and the same are hereby approved as to sufficiency:

AUCTIONEERS:

Leo B. Weisgal, 93 South Orange Avenue, Newark.

Adolph Greenfield, 234 Market Street, Newark.

KEEPER OF JUNK SHOP:

Antonio Lanza, 87 Delancy Street, Newark.

A. Abramson & Sons, Inc., 8 Livingston Street, Newark.

George Cheit, 205-213 Newark Street, Newark.

J. Kaplus & Son, Inc., 323-5 Frelinghuysen Avenue, Newark.

Sol Diamond, 473 Hunterdon Street, Newark.

Barney Hoernlein, 188 Jelliff Avenue, Newark.

Co-Operative Used Products, Inc., 23-31 Lillie Street, Newark.

Reichman & Hoffman Bros., Inc., 972 McCarter Highway, Newark.

Benjamin Hirsch, Inc., 561 Ferry Street, Newark.

Joseph Zabarsky, 100 Badger Avenue, Newark.

Acme Metal Products Co., a Corp., 235-7 Jelliff Avenue, Newark.

Orchard Refining & Smelting Works Inc., 321 Chestnut Street, Newark.

Frank Weimar, 264 Broome Street, Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Court of Errors and Appeals of the State of New Jersey recently affirmed the judgment of the New Jersey Supreme Court, and the assessment on the personal property of the New Jersey Bell Telephone Company, for the year 1935 was affirmed in the amount of Twenty-two Million, Two Hundred and Sixty-five Thousand Dollars (\$22,265,000) and,

WHEREAS, by the order of Director Vincent J. Murphy, Director of the Department of Revenue and Finance of the City of Newark, the balance due on the aforesaid taxes, amounting to One Hundred and Nine Thousand, Seven Hundred and Four Dollars (\$109,704.00) was cancelled from the records by the Board of Assessment and Revision of Taxes of the City of Newark; and,

WHEREAS, in the opinion of the Board of Commissioners of The City of Newark, these taxes should not have been cancelled;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance, and the Board of Assessment and Revision of Taxes, be and they are hereby instructed to correct the record to the effect that said record

shall show the full balance due, pursuant to the assessment as sustained by the New Jersey Court of Errors and Appeals.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Law Department be and it is hereby instructed to take any and all necessary proceedings to collect the balance of taxes due on the personal property of the New Jersey Bell Telephone Company for the year 1935.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, William C. Grace is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS he obtained an exemption on only \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1939 the owner of record of property located at Block 348-A, Lot 12, 20 Ruby Place, Newark, which property was assessed at a valuation of \$3,-700.00, tax \$168.85;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said William C. Grace be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, David Hatkin is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed value of his real and personal property; and,

WHEREAS, he obtained an exemption on only \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 2675, Lot 27, 85 Hillside Avenue, Newark, which property was assessed at a valuation of \$4,-700.00, tax \$213.85;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark, that the said David Hatkin be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Leo Schweitzer is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS he obtained an exemption on only \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938 the owner of record of property at Block 1802, Lot 28, 139 Morris Avenue, Newark, which property was assessed at a valuation of \$2,800.00, tax \$127.40;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said Leo Schweitzer be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph A. Burkonstock is an honorably discharged veteran entitled to a total annual exemption

of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS he obtained an exemption on only \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 1097, Lot 80, 12 Cleveland Avenue, Newark, which property was assessed at a valuation of \$6,500.00, tax \$295.75;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Joseph Burkonstock be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Thomas J. Smith is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS he obtained an exemption only on \$100.00, tax \$4.55 from his personal property assessment for 1939; and,

WHEREAS, he was on October 1st, 1938 the owner of record of property located at Block 3068, Lot 9-10, 44-46 Wainwright Street, Newark, which property was assessed at a valuation of \$6,600.00; tax \$300.30;

BE IT THEREFORE RESOLVED
By the Board of Commissioners of
The City of Newark that the said
Thomas J. Smith be granted a fur-
ther exemption of \$400.00, tax \$18.20
for 1939, and that the Receiver be
and he is hereby authorized to allow
said exemption.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Harry Schleicher is an
honorably discharged veteran and is
entitled to an annual exemption of
\$300.00 from the assessed value of his
taxable property, but failed to obtain
same for 1939; and,

WHEREAS, on October 1st, 1938
the said Harry Schleicher was the
owner of personal property located at
109 Grove Terrace, Newark, which
was assessed at a valuation of
\$500.00, tax \$22.75;

BE IT THEREFORE RESOLVED
By the Board of Commissioners of
the City of Newark that the said
Harry Schleicher be granted an ex-
emption of \$300.00, tax \$13.65 for
1939 and that the Receiver be and he
is hereby authorized to record the
said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commis-
sioners of Assessments for Local Im-
provements of the City of Newark as-
sessed benefits for the widening of
Mulberry Street against the Estate of
James H. Ledwith, deceased, on
premises 99-103 Mulberry Street, in
the City of Newark, in the sum of
Five Thousand Two Hundred Sixty-
eight Dollars and Sixty Cents (\$5,-
268.60); and,

WHEREAS, the said report was
confirmed by the Essex County Cir-
cuit Court on December 9, 1932; and,

WHEREAS, there has been litiga-
tion in the Essex County Circuit Court
and the New Jersey Supreme Court
with reference to this assessment;
and,

WHEREAS, there is at the present
an appeal pending before the New
Jersey Court of Errors and Appeals,
on behalf of the Estate of James H.
Ledwith, deceased, in which appeal
the amount of the assessment is be-
ing contested and in litigation; and,

WHEREAS, an application and pe-
tition in writing has been presented
to the said Board on behalf of the
owner of the property for a reduction
of the said assessment; and,

WHEREAS, other property assess-
ments having been reduced in like
amounts and greater amounts by the
Essex Circuit Court, namely, the two
properties immediately adjoining on
the west and on the north; and,

WHEREAS, in the opinion of the
Board of Commissioners of the City
of Newark the amount of Five Thou-
sand Two Hundred and Sixty-eight
Dollars and Sixty Cents (\$5,268.60),
together with all interest charges and
penalties, which may have accrued
thereon, should be modified;

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of
The City of Newark, that the sum of

Five Thousand Two Hundred and Sixty-eight Dollars and Sixty Cents (\$5,268.60), together with all interest charges and penalties thereon, shall be reduced to the sum of Three Thousand Three Hundred and Twenty-four Dollars (\$3,324.00); and

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance of the City of Newark be and he is hereby authorized and directed to accept the said sum of Three Thousand Three Hundred and Twenty-four Dollars (\$3,324.00) in full settlement of said assessment as hereinbefore set forth, from the Estate of James H. Ledwith, deceased, covering premises 90-103 Mulberry Street, in the City of Newark, upon the condition that the said sum of Three Thousand Three Hundred and Twenty-four Dollars (\$3,324.00) shall be paid within thirty days from the date of the adoption of this resolution; and the Director of the Department of Revenue and Finance be and he is hereby authorized to cancel the balance of the said assessment, together with all interest charges and penalties, above the said sum of Three Thousand Three Hundred and Twenty-four Dollars \$3,324.00).

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that Resolution No. 6928, adopted February 28, 1940, certified copy of

which is attached hereto and made a part hereof, be and the same is hereby rescinded.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering leather and findings for the Department of Public Works, paper cups, paper towels and toilet tissue, for all Departments, cement, concrete, stone, sand and lumber for the Department of Public Affairs, and generators and regulators for the Department of Public Safety.

Bids to be received on such date and time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed proposals for the rental of approximately seventy-seven (77) new and reconditioned electric water coolers for the City Hall group of buildings.

Bids to be received between the hours of 11:00 and 11:15 A. M. on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property has solicited the International Business Machines Corporation to provide annual service in the matter of maintenance of the time clock in the Custodian's Office in the Department of Parks and Public Property; and

WHEREAS, The International Business Machines Corporation will provide this service from May 7th, 1940, to May 7th, 1941, for Fifteen dollars (\$15.00) per year;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property is hereby authorized to enter into a contract with the International Business Machines Corporation for the maintenance of the time clock in the Custodian's Office from May 7th, 1940 to May 7th, 1941, for the annual charge of Fifteen dollars (\$15.00).

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7354 dated April 17, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

BURNET TIRE & BATTERY COMPANY—Newark, N. J.

(Public Affairs)

For retreading and repairing tires, of the various sizes and prices shown on list on file in the Department of Central Purchase.

SCHWARTZ & NAGLE. INC—
Newark, N. J.

(Public Affairs)

For retreading and repairing tires of the various sizes and prices shown on list on file in the Department of Central Purchase.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for furnishing the following materials and work:

Furnish and lay approx. 155 sq. ft. of No. 1 white glazed wall tile size 3"x6";

Sixty-six sq. ft. of 2"x2" white floor tile;

Thirty-one lineal ft. of 6" white cove base;

Thirty-one lineal ft. of 3"x6" bull nose tile cap.

Furnish and install 1 white enamel metal wall cabinet approx. 4" deep, 18"x22" with mirror.

Contractor must prepare walls and floors for finish tile. All dirt must be removed, and room left broom clean, when work is finished.

and,

WHEREAS, the Henry Isenberg Tile & Marble Co., is the lowest responsible bidder at \$175.00;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for binding the 1938 Budget and the 1939 Budget, the 1939 Financial Statement, and the 1940 Budget, and did receive a bid of \$16.00 from F Kunderlin & Son;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for two (2) Style 91001 Hand Operated Burroughs Adding Machines from the Burroughs Adding Machine Company, and has entered into an agreement as of February 20, 1940, for the rental of said machines at \$9.50 each per month, with the option to purchase the machines at \$146.70 each, the rental to be applied to the purchase price when and if the City decides to purchase the same;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property be and the same is hereby ratified and confirmed.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark that the following changes appearing on the payrolls of the Department of Parks and Public Property for the first and second half of May, 1940, be and the same are hereby approved, confirmed and ratified:

PRINTING AND STATIONERY

Walter Mederer, temporarily appointed Utilityman for a period of two weeks, effective May 2nd, 1940, at a salary of \$1,500.00 per annum.

PUBLIC BUILDINGS

Charles T. Kinney, Cleaner, who has been on a leave of absence without pay, returned to duty May 6th, 1940.

Arthur Cranston, former permanent Painter, who has been employed as temporary Painter, reinstated to his former position of permanent Painter, effective May 16th, 1940, at his former wage of \$3,200.00 per annum.

Alphonse Gialanella and Benjamin Krusch, temporary Plasterer Masons, who were transferred by resolution

No 7418-F adopted on April 24th, 1940, to the Shade Tree Bureau, effective May 1st, 1940, were transferred back to the Public Buildings Bureau as of the same date, May 1st, 1940.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the salary of Louis Cammerado, Utility Man, employed at the Newark City Home, Department of Public Works, be and the same is hereby increased from \$1,-\$80 to \$2,340 per annum, effective May 16, 1940.

This increase of \$360 per annum represents the sum allowed for maintenance which Mr. Cammerado had been receiving for a number of years when he made the institution his home. This adjustment is made to include the amount allowed for maintenance to which he was entitled as he is eligible for retirement.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that Helen M. Glucksmann, now temporary clerk in the Election Bureau, whose name has been certified by the Civil Service Commission as eligible, be and she hereby is appointed to the position of Clerk-Typist in the City Clerk's Office at a compensation of \$960.00 per annum, effective as of May 13th, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne voting no.

RESOLVED, that resolution No. 7476 adopted by the Board of Commissioners of the City of Newark at a meeting held on May 1, 1940, is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark, that Joseph A. Quinn, Jr., Office Boy in the City Clerk's Office, Department of Public Affairs, at an annual salary of \$840.00, be and he is hereby promoted to the position of Clerk in the said Office of the City Clerk, at an annual salary of \$1,200.00, to be paid in the same manner as other salaries are paid, subject to the approval of the Civil Service Commission, and shall be effective from May 16, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Byrne: I was asked to make a report last week on the power house. I would like to say that I have the figures at hand which I would like to consolidate and present to each one of the commissioners immediately after the meeting so they can take action on it next week when I will introduce a resolution, if it is proper at that time, to change the present procedure in the power house from the way it is being run now, by contracting for the power. But in the interim, I will present my reason for so doing.

Mayor Ellenstein: You will submit that to each one of the Commissioners,—a memorandum, you mean?

Commissioner Byrne: Yes.

Mayor Ellenstein: All right.

Commissioner Byrne: I was also asked to make the report on the Columbian Laundry before this Board, too. I would simply like to say that I made that investigation and I have presented the report to Mr. Schaum of the Smoke Abatement Bureau and of the independent engineer that we brought in to make a survey. That will come up for action today, too, I believe.

The City Clerk: In a few minutes.

Commissioner Byrne: Are we going to go now to zoning matters?

Mayor Ellenstein: Yes.

Commissioner Byrne. Is this the time to introduce motions?

The City Clerk: In a few moments.

Commissioner Byrne: Is there anything going to come up after the zoning matters?

The City Clerk: More zoning matters, and then balloting.

Commissioner Byrne: Well, in the regular order of business I received a report today from the Law Department on the powers of the Mayor in the Department of Public Safety, and apparently it is legal—being continued now.

However, I would like to move today, Mr. Mayor, that the Director of the Department of Public Safety be filled by the commissioners from the present commissioners now serving. I present that as a motion.

Mayor Ellenstein: I don't know that you can do that legally. You mean be filled from the present commissioners? That means one commissioner would have two departments. I don't know that you can do that legally. What makes you think you can do that legally?

Commissioner Byrne: Well, I would like to present the motion. I think it can be done.

Mayor Ellenstein: We ought to find out before presenting the motion whether it is a legal course of procedure.

Commissioner Byrne: Then we will go along with a selection.

Mayor Ellenstein: You might make a motion that it be referred to the Law Department to determine whether one Commissioner can hold office in two departments. That would be the most practical thing

Commissioner Byrne: My idea was that it be filled today from the present four, and when the balloting takes place, perhaps we could elect a fifth commissioner to take the other department.

Mayor Ellenstein: What do you mean?

Commissioner Byrne: Well, we will follow with this balloting immediately after.

Mayor Ellenstein: What difference does that make?

Commissioner Byrne: I would like to see the department filled by one of the present commissioners.

Mayor Ellenstein: So would I—Present commissioners?

Commissioner Byrne: Yes.

Mayor Ellenstein: What would happen to the vacancy of that commissioner?

Commissioner Byrne: We can fill that here today.

Mayor Ellenstein: Fill that here today? You are certainly an optimist. I hope we do fill it today, but before you proceed on anything like that, one commissioner cannot, I do not believe, occupy two offices.

Commissioner Byrne: I am willing to have the legality of this approved by the Law Department if there is such a question, but I do offer it as a motion, and the motion has been referred to the Law Department.

Mayor Ellenstein: You mean you are making a motion—

Commissioner Byrne: I make a motion if it is the opinion of the Commission it is not legal, that it be referred to the Law Department, I am

willing to have it referred to the Law Department.

Mayor Ellenstein: I say I do not believe it would be legal for one Commissioner to hold office in two departments—not formally hold office in two departments. As I understand the act, there are to be five commissioners, under the Walsh Act, and certainly I do not know of any provision in the act which gives authority to one commissioner to hold office in two departments. There is a provision in the act which says the Mayor shall supervise another department.

Commissioner Byrne: What I wanted to have is the acting director transferred to the other department just as it is now.

Mayor Ellenstein: What do you mean?

Commissioner Byrne: You have an Acting Director of Public Safety.

Mayor Ellenstein: Yes.

Commissioner Byrne: The Acting Director could be transferred over to my department, the department of Parks and Public Property.

Mayor Ellenstein: Now, we are getting at something.

Commissioner Byrne: You mean—

Mayor Ellenstein: You mean you want the offer that you go into the Department of Public Safety?

Commissioner Byrne: No, any one or the four.

Mayor Ellenstein: Then the Acting Director goes. The way to do that is just present the name of the Acting Director or anyone else and let the Commission determine. In the meantime, the Department of Public Safety is, I believe, being taken care

of, and the very principles that you oppose are being carried out now. I am putting in a lot of hours in an effort to straighten out the department of Public Safety, and particularly the Police Department, and I think I am making some headway, at least. So there isn't anything—I don't know of any suggestion you have that will be an improvement upon it.

Commissioner Byrne: I would just like it so we have it agreed today that one of the commissioners be placed in charge of the department of Public Safety, be made director of Public Safety.

Mayor Ellenstein: What would happen to the department he is in?

Commissioner Byrne: Put an acting director in there.

Mayor Ellenstein: As what?

Commissioner Byrne: Whatever department it is.

Mayor Ellenstein: I offered that suggestion to you a long time ago, offered the suggestion and it was turned down by you and Director Murphy. I offered to leave your deputy in the department of Parks and Public Property and that I would supervise that, and that was turned down. It seemed to me the most logical thing to do, because the Department of Parks and Public Property certainly is no where near as important as the Department of Public Safety. I was not looking for this job.

Commissioner Byrne: Can't we transfer one of the present commissioners to the Department of Public Safety?

Mayor Ellenstein: You can do a lot of things; you can shake all the commissioners up in a bag and have somebody blindfolded to pull one out. What is to be gained by it? If you.

have any suggestion to make as to filling of the vacancy,—fine.

I have offered six names. Certainly, there ought to be one man among the six—I offered Democrats and Republicans as well, even though I am a Democrat. There should be one man among those six who is qualified to administer the affairs of the Department of Public Safety.

Commissioner Byrne: I would like to have my motion put.

Mayor Ellenstein: What motion do you want to present?

Commissioner Byrne: My motion that the Department of Public Safety be filled.

Mayor Ellenstein: Motion that what?

Commissioner Byrne: Motion that we transfer one of the commissioners to the department.

Mayor Ellenstein: Which one of the commissioners?

Commissioner Byrne: Any one, to the Department of Public Safety, Director of Public Safety.

Mayor Ellenstein: No. That is certainly a very indefinite motion.

Commissioner Byrne: We can agree on one after.

Mayor Ellenstein: I don't know—you mean transfer one commissioner from one department to another?

Commissioner Byrne: Yes.

Mayor Ellenstein: That is the very proposal I made, except I specified who should be transferred. I suggested you go into Revenue and Finance and Director Murphy go into Public Safety, and I was turned down. Now you are just making a motion

that one of the commissioners be transferred, without stating which one of the commissioners it would be. I may want to vote for Director Franklin being transferred and may not vote for somebody else being transferred. I would not vote, for example, if the motion was made that you be transferred from Parks and Public Property to Safety. I can say to you now that I would vote against it. So if you will make it specific, we can do it intelligently.

Commissioner Byrne: If we vote on this and it is passed, we can decide among ourselves.

Commissioner Franklin: I won't take it unless I can get band concerts and the dog pound with it.

Acting Director Keenan: Before that motion is put, might I say a word?

I would like to ask whether or not there in any question with regard to my honesty or my ability to fill that position in the seven months I have been temporarily filling it?

Commissioner Byrne: I don't think so.

Acting Director Keenan: I want it understood, and clearly understood, when I took that position I took it at the request of the City Commission by resolution number 5277, dated September 13, and I feel I have served, and served honorably, and served well in the seven months I have been in there.

Now, there is apparently a controversy on, a controversy upon which one man gave two different opinions upon one point at issue, and I do not feel that that point is thoroughly settled even as yet.

Mayor Ellenstein: What point is that?

Acting Director Keenan: As to the decision here today. I just got my copy; I was not even extended the courtesy of having received a copy until I requested it here this afternoon. But it seems to be two opinions, in accordance with the newspaper reports, on one point.

Mayor Ellenstein: What two points?

Acting Director Keenan: I want to know whether or not there is any question about my honesty in serving during those seven months, or my inability to serve. I want it understood when I did go down there I entered what was surely a mess.

Mayor Ellenstein: Who are you asking that of, me?

Acting Director Keenan: Of the Commission as a whole, that put me in there.

Mayor Ellenstein: There is no question about your integrity, I did not hear anybody question your integrity. I do not think that enters into it at all.

Acting Director Keenan: Is there any question then about anything?

Mayor Ellenstein: Yes, there is a question in my mind about something or I wouldn't supervise the department now.

Acting Director Keenan: Can I learn what that is?

Mayor Ellenstein: Yes. The question is this: Deputy Chief Brex was put in as Deputy. He made certain recommendations to you that were not followed out.

Acting Director Keenan: They don't necessarily have to be.

Mayor Ellenstein: Of course they don't.

Acting Director Keenan: That is the point.

Mayor Ellenstein: Just a minute. Wait until I finish. You asked for my reasons, I will give them to you. The Police Department was falling into disrepute, the morale was low.

Acting Director Keenan: Only during those seven months?

Mayor Ellenstein: Will you wait until I finish?

Acting Director Keenan: Only during those seven months it fell into disrepute?

Mayor Ellenstein: Will you wait until I finish? You just talked about the courtesy not being extended to you by not sending you a copy of the opinion. Now, you might wait until I finish.

I heard it from all sides. From all sides. It was common gossip on the street that there was lack of discipline.

Acting Director Keenan: For years that has been gossip.

Mayor Ellenstein: Are you going to let me finish or do you want to talk?

Acting Director Keenan: Go ahead.

Mayor Ellenstein: Of course, if you are going to insist on interrupting me there is no need of my answering you. I have been very courteous to you at every turn. There is no reflection upon you at all as to your integrity. But the fact remains that Deputy Chief Brex was put in there for the purpose of administering the Police Department properly.

Acting Director Keenan: That wasn't my understanding.

Mayor Ellenstein: Well, now, that is at variance—

Acting Director Keenan: You cannot have two Directors in one division.

Mayor Ellenstein: Now, you understood when you put Deputy Chief Brex in as your deputy, the tacit understanding we had was that he would run the Police Department.

Acting Director Keenan: Oh, no; he would assist. I thought Brex being the oldest deputy, there could have something learned through Brex, some assistance. There cannot be two directors. Nor would I have accepted the position under those conditions. I am fully capable of carrying out the provisions of that division.

Mayor Ellenstein: Are you going to let me finish or do you insist on interrupting?

Acting Director Keenan: I thought apparently you were finished.

Mayor Ellenstein: Apparently I am not. And when I am finished, I will tell you. Now, will you please keep quiet until I finish? I have asked you now three times.

Acting Director Keenan: Go ahead. Don't stop to ask me.

Mayor Ellenstein: Deputy Chief Brex was put in there. He made certain recommendations to you. There were no uniform men out at night. And those recommendations having been made to you, you didn't follow them out.

Acting Director Keenan: Never put uniformed men out at night?

Mayor Ellenstein: Do you persist—

Acting Director Keenan: I am just trying to follow you there.

Mayor Ellenstein: I know you are trying to follow me. Don't be cute about it. This isn't supposed to be funny, if you think it is. I am not laughing about it. Now, you asked for this and you are going to get it.

Acting Director Keenan: Go ahead.

Mayor Ellenstein: So that instead of taking the guidance of a man who is respected as being a good police official, you took the guidance of none other than Durkin, Tom Durkin, who was president of the P.B.A., and you know it as well as I. Instead of helping the policemen—I am talking about the policemen, every single policeman that is on the force in the city, because when they fall into disrepute it affects every man in the department. And while some of them may not agree with me, eventually they will find out that it is to their interest that this is being done. When a policeman is held in high regard it reflects credit on every man on the force. If on the other hand, if something happens in the Police Department, it reflects to the discredit of the men that are doing an honest job and are willing to do an honest job; they are discredited.

Now, you were in there for seven months, and conditions became worse and worse. Any recommendation that Deputy Chief Brex made was not followed. You never consulted any superior officers like is being done now. You know; you are in attendance. I don't know anything about police work, but I am willing to take the advice of all divisional heads. You have observed during the period that I supervised the Police Department, that I have called all divisional heads in; each one has made recommendations; we then discussed them; and when we arrive at a conclusion, that each divisional head, men who have had years and years of experience in the Police Department, agree that this is the best procedure to follow, then

such an order goes out. That is the way it is being conducted now. That, I believe, is a practical way that will insure to the benefit of all policemen, all superior officers and to the benefit of the city at large.

Now, when I undertook to supervise the Police Department and said I wanted a conference, and it was publicized that there would be some changes in the Police Department, there would be a replenishing of the night patrol force, which was sorely needed, you then got busy the day before and you hurriedly brought in a report on it you were going to put 160 men out on night patrol.

Acting Director Keenan: 130. I gave you a copy of the survey.

Mayor Ellenstein: 130. I am mistaken, then. 130 men. For seven months you didn't put one man out on night patrol, but when I started to supervise it, then you hurriedly got busy and threw together a report; and, as Police Commissioner Kaas said himself, that report was not complete. When I asked him, "What do you mean by 'not complete'?" do you mean it has not been given careful thought and consideration?" and he said yes. That is what Commissioner Kaas said.

You said that you had just conferred with Commissioner Kaas and that is what you based the report on.

On the other hand, I undertook to confer with all those men, the divisional heads, who, as I have said, have had long years of experience.

You cannot raise a question when you sat back placidly for seven months when it was common gossip on the street that the Police Department was shot as to its moral, as to discipline; when there was newspaper publicity about the effect. And when it was to the effect that Mr. Durkin, president of the P.B.A. was dominat-

ing you and you were looking after his advice. Now, I have never mentioned this before, either; I can show you letters in my office directing it to my attention that policemen would go out and sell tickets to tavern owners throughout the city, and in several instances they were told, "I don't know where the orders came from." They threw a bundle of tickets on the bar and said, "I will be back for the money later." Now, those tickets, of course, carried your name. They purported to be tickets being sold by an organization which carried your name. Now, surely, those things did come to your attention. You know that there is a state law against anything like that in the Police Department. That didn't help the moral of the department; that didn't help the discipline; and it didn't reflect any credit upon you, either, to do that; and it didn't help any policeman in the department and it didn't help any of the Commissioners, because if anything happened in the Police Department, a scandal, it would be a reflection not so much on the rest of the Commissioners, but particularly upon me, because under the Walsh Act I am charged with supervising the department. And while the law is not clear, certainly the Legislature must have had in mind that it was in a contingency like this, an emergency, that the Mayor of the City was to supervise a department. So I had no other alternative. It was no reflection upon you. You sat by placidly for seven months, and all of a sudden you woke up and found 130 men that could be put out on night patrol. Of course, the other divisional heads disagreed with you, or most of them. Up to date we have put out 76 men from the radio cars, and other patrols and details, and we put them on nights. And I have taken the recommendation of the divisional heads, not my recommendation, as to who goes out there. And I made each divisional head responsible for everything that occurs under him.

The Police Department is a quasi-

military organization; and when the time comes that our citizens cannot have faith in the Police Department we are not going to have a city very long, not a city that we can look to with credit, as we should.

Those are the things that I have done. And I did it because I had to, not because I wanted to. I wanted to preserve myself, and I went in there and did those things.

Now, there is no reflection on your integrity; we all have our own views. But the fact remains that for seven months you did nothing. Something had to be done. The reports were coming that you were dominated by Mr. Durkin, that you were not listening to the advice or suggestion of superior officers; and for that reason I had to step in to preserve the situation. And I am trying to do the best I can under the circumstances without hurting any man, and without any vindictiveness towards any person in the Police Department or anywhere else. I am leaving it to each divisional head. If any of those divisional heads are vindictive towards any man, I will endeavor to correct it by giving everybody a fair and square shake. Now, I cannot be expected to do any more. I am doing all I can under the circumstances, but particularly I am relying and leaning upon the advice of the Chief of Police, the Deputy Chiefs, the inspectors who control all these divisions. Further than that, in order to properly discipline, not by any tactics that would be repulsive to any policeman who wants to do his duty, I have restored the power to the Chief of Police so he has the authority to suspend a man. Now, that was not aimed at any man in particular.

If we are going to have discipline in the Police Department we must give the power to those men under whose charge these men come, and in that way I believe we will get discipline and it will be to the advantage

of everybody, policemen and citizen alike.

Acting Director Keenan: Now, are you through?

Mayor Ellenstein: I am through.

Acting Director Keenan: All right. Now, you say for seven months I set back placidly. Let me tell you, and I think it is well understood by you, that when I took over that proposition over there there were some forty or forty-two members of the department mixed in what was called the towing racket scandal. I inherited that condition and I inherited all of the supposed low morale, and I inherited all of the supposed lack of discipline, and I inherited records in the office of the Director of Public Safety which showed that there are 164 patrolmen. And I did not sit back placidly, because I was only there week to week. I am only there now week to week. I didn't know what jurisdiction I had until that was questioned by the Prosecutor with my right then to proceed with the hearings in the supposed towing scandal, which I did do, and I went through all of those hearings which were left by my predecessor, Leo Cluesmann; and I did not hesitate to sit and hear those cases.

And then, while they are not cleaned up yet, there is no delay on my part. The delay is now on the lawyer that represented the defendants in the trial. So that was not sitting back placidly. And if we had 164 men on our records, as can be verified by the Executive Clerk, Sam Finkelstein, why weren't some of those 164 patrolmen patrolling? And we had one of the inspectors in charge of the precincts under whose jurisdiction that responsibility rested. So if that condition existed it existed not through any fault of the Acting Director; and it was not within a day or two before the conference was held that we went on with the survey.

And with reference to your remarks about Tom Durkin, I say this to you, and through you to the City Commission, and through the Commission to anybody, that I was not being in any way dominated by Tom Durkin or anyone else in the Police Department. Tom Durkin never tried to dominate me, seek a favor or seek a transfer or seek anything else; and I defy you or anyone else to prove that. Tom Durkin may have his enemies from whom these anonymous letters may emanate. We all got them. I have gotten them for years, and so did my predecessors on the job. That does not say there is any basis of fact for those particular letters. Because somebody may not like Tom Durkin, he is the elected representative of the rank and file of the Police Department known as the P.B.A., and as such I gave him nothing more than the kind word the elected representative of the patrolmen is entitled to. I said the same to Captain Dory McNally, the elected representative of superior officers, neither of whom at any time made any attempt to dominate me, regardless of any accounts that appeared in the press.

Then during the course of all this I issued orders to my Police Commissioner, who is the ranking head of the department, and I said to him, "George, with regard to all of these remarks and all of these rumors on the streets, and all of this newspaper stuff about low morale and lack of discipline," I said "George, what is there to this? I was born and raised in Newark, and we haven't got a Police Department like that. And if we have, we want to know it and know why; and if there is any condition that can be rectified, we will rectify it."

And I issued order to Kaas to issue orders to the department that at least twice a week the captains will patrol their precincts, which at that time had not been done. Now,

there is no harm in issuing an order to a captain to patrol his precinct at least twice a week.

Then on another occasion I said to Kaas, with regard to the supposed lack of morale and lack of discipline, I said, "Let us see if we cannot rectify that. And I want you to get reports either monthly, semi-monthly or at least some period of each month as to what each man is doing." Then lo and behold, on the Saturday after that order was issued, the police captains appeared in the office of Acting Chief Haller. He called Commissioner Kaas down, and they protested. And one of these inspectors was there with him, and his remarks were, "It looks to me like a Durkin order," when My God! poor Durkin did not know we had the order in mind. But you cannot help a guy making those kind of remarks. It had nothing to do with Durkin. They resented the fact a report would come in as to what each one was doing.

Then I said to Kaas before we ever dreamed of that conference on April 16, I said, "We will prepare a survey and see what everybody is doing, why patrolmen are not patrolling." The survey showed some 120 patrolmen in some precincts not patrolling. None at night. Now, why was that? It was a condition I inherited, and in all probability the condition has been going on for years. That I know nothing about. But we made an attempt to rectify that through this survey. And I showed you on that survey names and ages. The thought behind night patrolmen was younger men on the street. And I gave to you a complete survey. That first day you had the conference, on April 16, I gave you names and I gave you ages and I gave a record of the duties they were doing other than patrolling, and recommended that they be put out for patrolling. And what did you do with this survey? You had some notes. I was never given the survey. I was

never shown this survey by the temporary Acting Deputy. Anything to the contrary notwithstanding, I never saw the survey that was supposed to have been made by him. The only survey or only recommendation he might have made was to manipulate things over here in headquarters, and that was proven to you, yourself, on Tuesday, the 16th of April, when you didn't have a complete survey and I did, and when you only had notes about this building across the street.

You said to these different divisional heads, "I want you and you and you to survey your divisions to see whether we cannot get men or patrol."

And I said to you, "My survey is there complete in detail." And I have a copy of it here with the same names, the same ages and the same duties that they were doing. Now, it wasn't a day or two before that conference was called—but the most significant feature of this whole thing apparently is overlooked. On Friday, April 12, in the presence of three News reporters, when there appeared in the Newark News of that day an editorial that in one line in a sense criticized me for delaying the clean-up of the trials, I took exception to that one sentence in the editorial. Otherwise, it had nothing to do that was in a derogatory way. I was told then that was not the inference, but I took it to be the inference. And I said to the three members of that particular paper that I defied them,—and in the presence of those three men was Kaas, the Police Commissioner and Haller, the Acting Chief. And I said to them, "What are my orders to you? Raid anything that is raidable. We will raise the morale, we will raise the supposed lack of discipline." And that appeared in the News on Friday, April 12. With what hasty results? On the next morning, Saturday, April 13, I, with the other heads, received a letter that you were going to take over Monday, the

15th—follow the dates in sequence—Friday night, I said, "Raid anything raidable." Saturday morning a letter you are going to take over Monday, and you are going to have a conference Tuesday at 10:30. We were there. There must be some significance attached to that particular type of action when that statement was made. And I mean it: as long as I am going to be head of that department they can raid anything that is raidable. The lack of morale, if it does exist, might be due to the fact that the members of the police force are afraid to make certain arrests. And under my jurisdiction they never need be afraid to make any arrests.

I was born and raised in Newark, as was my wife, daughter and mother and father and sister, and my wife's mother and her four sisters and brothers, and we are not afraid.

Mayor Ellenstein: I don't know why you have to inject that. I wasn't born in China.

Acting Director Keenan: It is one means of trying to raise the morale. Don't be afraid to raid anything that is raidable, was my statement that brought it all about.

Mayor Ellenstein: Nobody is questioning your integrity, I am talking about your inactivity.

Acting Director Keenan: There was no inactivity; I have just proven it to you. I had to complete the trials first. I went into the survey and I issued orders prior to your taking over.

Mayor Ellenstein: Now, here is where we disagree. You know—I think you ought to know, if you don't know, that you would be closeted with Mr. Durkin in your private office while Deputy Chief Brex, who was your deputy and who was certainly familiar with police work, and who is respected for his police ability, sat

outside in your outer office. Now, Deputy Chief Brex told me that on a number of occasions. You and Mr. Durkin would be closeted there, and you completely ignored Deputy Brex for that entire period. Now, you say you had these police trials. Of course, it did take some time, but it certainly didn't take seven months.

Acting Director Keenan: They are not over yet.

Mayor Ellenstein: Well, please don't interrupt.

Acting Director Keenan: Don't say it didn't take seven months. They are not over yet.

Mayor Ellenstein: Please don't interrupt me. Please. Please.

Acting Director Keenan: Go ahead.

Mayor Ellenstein: You told me about your being born in Newark. That is fine. Please don't interrupt me. Now, during that entire period you know you completely ignored Deputy Chief Brex. I believe the Deputy Chief when he says that. I know he was at one point on the point of resigning and going back to his post and I induced him to stay there. Notwithstanding what you might say, I take his word for it, because I know he did come to me and said, "It is impossible for me to stay there. Mr. Keenan is in the inner room with Mr. Durkin and they confer there for hours at a time and I sit outside." That was Deputy Chief Brex's complaint. You talk about activity and no inactivity, I point this out to you as being a significant fact; ever since you went in there during the time you had been Fire Commissioner you were a member of the Safety Board. Now, the Safety Board is a group of which you are a member. Who is the chairman of that?

Acting Director Keenan: The Deputy is always the chairman.

Mayor Ellenstein: You were a member of that during that entire period that that has been in existence. They act like the business committee of a grand jury; any complaints that come in as to infraction of the regulations by policemen and firemen are sent to this Public Safety Board. That Board met every week, and finally every two weeks; but during the entire period you were in there it did not meet once. So that policemen who were cited for infractions of the rules and knew that they were being cited, not having heard of any disposition of it for seven months, felt as though they needn't pay any attention to their superiors. And even though you were Acting Deputy in the department, even though you were a member of the Public Safety Board, you didn't see that there was any meeting called a member of the Board or as Acting Director. Certainly that is inactivity. When I went and supervised the department and insisted that the Board meet, there had been an accumulation of fifty or more complaints.

Acting Director Keenan: No, there wasn't.

Mayor Ellenstein: Now, you didn't dispute it the day I said there were fifty or more complaints. Well, anyway, there were a number of complaints, weren't there?

Acting Director Keenan: Yes.

Mayor Ellenstein: And the Board found time immediately to go into those complaints, didn't it?

Acting Director Keenan: Sure.

Mayor Ellenstein: Why didn't you do it during the seven months you were there? Now, it must have come to your attention that tickets were being sold. That was common knowledge. Don't you think you should have put a stop to it as the Acting Director?

Acting Director Keenan I issued a statement.

Mayor Ellenstein: Do you want to wait until I finish?

Acting Director Keenan: You asked a question; you said, "Don't you think—"

Mayor Ellenstein: You can wait to answer. I know you issued a statement. But, however, you certainly knew who was behind the tickets; you knew the organization that was behind it. You know and I know, at least nobody ever sold tickets under the name of any director who was the head of the Department of Public Safety, because it is contrary to the law. Those are the things that put the Police Department in a bad light. And if the Commissioners sat around and did nothing about it, it would put the entire Commission, say that we countenanced it. I never had any objections—I don't care and I have no quarrel with you whether you have political ambitions or not. It didn't make any difference to me. But certainly, I want to protect myself.

It was only when the Public Safety Board did not meet for seven months, it immediately found time to meet after I went in there, and disposed of all these cases. And it was after Deputy Chief Brex had made all these recommendations to you several times during the period of seven months, there was no survey, no report by you; it was only when I went in there and undertook to supervise the department that you came out with a report, as you yourself admitted, as the result of a conference, not with Deputy Chief Brex—he was ill the latter part, the last six or eight weeks he has been ill—but five months before that he wasn't ill and you never conferred with him once. You never conferred with the Acting Chief of Police, you never conferred with the divisional heads to determine what was wrong with the Police De-

partment, to seek their advice. All you did, as you say yourself, you sought the advice of Police Commissioner Kaas. Now, I have no quarrel with Commissioner Kaas, the Police Commissioner. He hasn't had the experience of these other men. Certainly, his experience cannot match the cumulative experience of all these divisional heads. And everything works out very well, I think you will admit now, by the manner in which we do it, leaving it to each individual head to make recommendations, and then we ask each one if they have any suggestions or advice to give or any objections, and we finally arrive at an order which meets with the approval of all divisional heads. And while you do not agree with me, I know, and I am willing to take Deputy Chief Brex's word for it, that he did make recommendations to you, that he did sit outside while Mr. Durkin was inside conferring with you for hours, and that is the reason he wanted to go back to his old job of Deputy Chief. And I induced him to stay, believing he would be able to work in cooperation with you to put the Police Department on a plane where it rightfully belongs in the City of Newark.

Acting Director Keenan: Are you through again?

Mayor Ellenstein: Yes. And that concludes it after you are through.

Acting Director Keenan: Well, it don't conclude it until I answer it.

Mayor Ellenstein: After you are through.

Acting Director Keenan: With regard to my closing the door on Brex, I had more visitors in the seven months in that office than any of you other four, because I am here all day every day. And not only Durkin, but any other citizen, man or woman, was admitted into that office. And I want to tell you, I was kept pretty busy. And I never closed my door on

Brex or anyone else. His door was closed more often than mine. He has an office there, not just adjacent to mine, which I wanted to have him at the start. I said, "Frank, why don't you put your desk here where Whalen is?" But he preferred to be in the rear. My door was never closed to anybody. If there ever was an open door policy it has been in that office in the last seven months.

And with regard to Commissioner Kaas, he is the ranking head of the department, being the Commissioner. and he has some thirty-seven years experience, during which time he must have learned something about the Police Department. And again I will say with regard to Kaas and the crew under Kaas, that was the only real crew that made any real raids, but that was smashed. All right, that is all.

Mayor Ellenstein: All right, we will proceed with the meeting. Now, what is your motion?

Commissioner Byrne: I move we transfer one of the present commissioners to the Director of Public Safety.

Mayor Ellenstein: Is there a second to that? If there is no second, of course, I cannot put the motion.

We will proceed to zoning matters.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry Titunick (John C. Eisele, Inc., owner); for

the establishment and operation of an automobile sales station in a 1st industrial district; premises 297-303 Elizabeth Avenue; on condition that the entire premises be enclosed with a four-foot wire fence with the exception of one driveway on Peddie Street and an entrance for pedestrians on Elizabeth Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors?

Mr. Rankin: No objectors.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the

City of Newark that the following structure or use be allowed:

Application of Antonio Marinaro (Antonio and Saulle Marinaro, owner); for an addition to clothing factory in a 3rd residence district; premises 279 South Sixth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors.

Mr. Rankin: We had one.

Mayor Ellenstein: Is there any person who desires to be heard in opposition?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Helen S. Loboda and Irene V. Dziuban, owners; for the removal from No. 54 Hawkins Street of a dwelling and store building to be erected on premises 55 Lentz Avenue, in a 3rd residence district;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

The following persons appeared: Mrs. Nora H. Downey, 28-30 Horatio Street; Mr. Charles H. Wagner.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Mayor Ellenstein: Is there a second to that?

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered

the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lewis L. Ransom (Columbian Laundry, owner); for the construction and operation of an engine and boiler room for laundry in a 2nd business district; premises 272-278 South Twelfth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition?

The following persons appeared:

Mr. John Grimshaw, Mr. Frederick Archer, Mr. Charles Shankroff; Mrs. H. Marx.

Commissioner Byrne: I move we concur in the recommendation of the Zoning Board.

Mayor Ellenstein: And with those conditions applying, that the motion is made and seconded with the conditions as recited, that the action of the Zoning Board be concurred in, with the conditions as stated in the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
City Hall,
Newark, New Jersey

May 7, 1940.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40:55-39) Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*15-17 Bond Street; S. H. Grossman, Inc., renewal of permit for automobile sales station; such use to be limited to the period of two years ending May 13, 1942;

35 Broome Street; Beason Store Fixture Co.; in a 2nd business district the manufacture of store fixtures;

193 West Market Street; Mrs. Minnie Dougherty, owner; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending May 24, 1941;

25 Saybrook Place; Rayner Auto Service; in a 2nd business district the establishment of an addition to present automobile parking station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of one year.—(No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary

Ordered filed, a copy to be sent to each Commissioner and further action postponed to May 15, 1940.

The City Clerk: One of these matters is a renewal.

Mayor Ellenstein: Mrs. Marx, I want to assure you on this; somebody raised the question to you that the zoning would be affected. I don't think you need have any fears on that score, because it would not effect you in the slightest degree.

The City Clerk: The two others, namely, 25 Saybrook Place and 35 Froome Street, there has been a request for a suspension of the rules, and such a motion is in order.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of S. H. Grossman, Inc., (I. R. Nelson, Inc., owner); for the renewal of permit for automobile sales station; premises 15-17 Bond Street; such use to be limited to the period of two years ending May 13, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of The City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer, the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Estate of Clara Kellner, owner); for an addition to present automobile parking station in a 2nd business district; premises 25 Saybrook Place; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of The City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Beacon Store Fixture Co. (Kate and Isidor Klatzko, owners); for the manufacture of store fixtures in a 2nd business district; premises 35 Broome Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of The City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other zoning matters will take the usual course and be heard one week from today.

Commissioner Murphy: I present these resolutions as a matter of record and ask the City Commission to be recorded. The same resolutions.

Mayor Ellenstein: You want a vote on the five resolutions?

Commissioner Murphy: As a whole?

Mayor Ellenstein: The City Commission is familiar with the resolutions and Director Murphy waives the reading of them in view of the lateness of the hour.

A resolution reassigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

A resolution reassigning divisions in the Department of Public Works.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution reassigning divisions in the Department of Public Safety.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

A resolution reassigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution reassigning divisions in the Department of Public Affairs.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions are defeated, having received by two votes.

We will now proceed with the election of a Commissioner to fill the vacancy which now exists on the City Commission.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin,

Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Any other presentations?

Commissioner Franklin: James Pellecchia Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia Jr.

As many as are in favor of Mr. Pellecchia will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Any other presentations?

I will present the name of Louis R. Mazzei.

As many as are in favor of Mr. Mazzei will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne Mr. Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin.

As many as are in favor of Gerald McLaughlin, will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Any other presentations?

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. As many as are in favor of Mr. D'Aloia will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Any other presentations?

Commissioner Byrne: Mr. Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

I present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Any other presentations?

Commissioner Byrne: Dr. Angelo Bianchi.

Mayor Ellenstein: Director Byrne presents the name of Dr. Angelo Bianchi. As many as are in favor of Dr. Bianchi being chosen will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Bianchi having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. William Rucki.

Mayor Ellenstein: Director Byrne presents the name of William Rucki. As many as are in favor of Mr. Rucki being chosen, will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Rucki having received but one vote is declared not elected.

Commissioner Byrne: Dr. Charles F. Restaino.

Mayor Ellenstein: Director Byrne presents the name of Dr. Charles Restaino.

As many as are in favor of Dr. Restaino being chosen will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne

voted aye, Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Restaino having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes, is declared not elected.

Any other presentations?

Commissioner Byrne: Mr. John B. Keenan.

Mayor Ellenstein: Director Byrne presents the name of John B. Keenan. As many as are in favor of Mr. Keenan being chosen will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye, Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Keenan having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: I move we adjourn.

Commissioner Murphy: I second the motion.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

APPROVED:

PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
M. ELLENSTEIN
VINCENT J. MURPHY

The Board of Commissioners
of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 15, 1940

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading:

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of all that part of North Fifth Street, also known as Fifth Street, as the same is laid out 60 feet wide on a map entitled, "Map of Property of the Forest Park Realty Co., situated at Forest Hill, Newark, N. J., made March 1907, by Lehlbach Brothers, Civil Engineers and Surveyors, Newark, N. J., extending from the easterly right of way line of the Morris Canal northerly about 580 feet to the southerly right of way line of the Orange Branch of the Erie Railroad.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That all that part of North Fifth Street, also known as Fifth Street, as the same is laid out 60 feet wide on a map entitled, Map of Property of the Forest Park Realty Co., situated at Forest Hill, Newark, N. J., made March, 1907, by Lehlbach Brothers, Civil Engineers and Surveyors, Newark, N. J., extending from the easterly right of way line of the Morris Canal northerly about 580 feet to the southerly right of way line of the Orange Branch of the Erie Railroad, as the same is laid out 60 feet wide, shall be vacated as a public street or highway.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1448-V, dated May 7, 1940. Under and by virtue of the provisions of Section 1, subdivision (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto. Revised Statutes 1937, 40: 67-1 (b).

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commission Franklin moved that

May 29th, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

The City Clerk presented An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend an ordinance entitled 'Zoning Ordinance of The City of Newark'", adopted January 8, 1930, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Thousand, Seven Hundred Twenty-six Dollars and Twenty-one cents (\$1,726.21) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the department of Revenue and Finance, as follows:

Director's Office	211.97
Auditor's Office	98.50
Treasurer's Office	125.01
Second District Court	1.60
Reserve for Liabilities—	
Tax Board	34.75
Cost of Bond Issue	77.00
Maintenance Foreclosed	
Properties	102.51
Fiscal Agent	300.00
Reserve for Overpayment—	
Tax Receiver	317.85
Reserve for Overpayment—	
Comptroller	457.02
	<hr/>
	\$ 1,726.21

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes.

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eighteen Thousand, Eight Hundred Ninety-nine Dollars and Twelve Cents (\$18,889.12) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works as follows:

Director's Office	\$ 236.90
Legislative Expenses	3,942.00
Law Department	108.00
Bureau of Baths	2,206.97
Board of Health	12,395.25
	<hr/>
	\$ 18,889.12

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Twenty-eight Thousand and Forty-five Dollars and Fifty-seven Cents (\$428,045.57) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$428,045.57

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED: By the Board of Com-
missioners of The City of Newark
that the sum of Three Thousand, Five
Hundred Eighty-six Dollars and
Twenty Cents (\$3,586.20) be and the
same is hereby appropriated to the
City Treasurer, same being the week-
ly payrolls of the Department of
Parks and Public Property for weeks
ending May 8th and 11, 1940, as fol-
lows:

Shade Tree	\$2,288.20
Public Buildings	1,298.00
	<hr/> \$3,586.20

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Com-
missioners of The City of Newark
that the sum of Eight Thousand,
Three Hundred Seventy-two Dollars
and Seventy-one Cents (\$8,372.71) be
and the same is hereby appropriated
to the persons named on the annexed
certified list, some being the bills and
claims of the Department of Parks
and Public Property, as follows:

Central Purchase	\$ 310.37
Director's Office	105.74
Maintenance of Dog Pound	625.00
Printing and Stationery— Miscellaneous Advertis- ing	92.82
Printing and Stationery— Dedicated Revenue	3,422.72
Public Buildings	2,309.68

Smoke Abatement	48.26
Shade Tree	1,112.53
Weights and Measures	227.64
W. P. A. Project 6231-7	47.95
W. P. A. Project 7206-7....	70.00

\$ 8,372.71

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Com-
missioners of The City of Newark
that the sum of Three Hundred Sev-
enty-five Dollars and Eighty-four
Cents (\$375.84) be and the same is
hereby appropriated to the persons
named on the annexed certified list,
same being the bills and claims of
the Department of Parks and Public
Property, as follows:

Central Purchase	\$ 60.00
Printing and Stationery	315.84
	<hr/> \$375.84

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Com-
missioners of The City of Newark
that the sum of One Thousand Eight
Hundred Forty Six Dollars and Fifty-
two Cents (\$1,846.52) be and the
same is hereby appropriated to per-
sons named on the annexed certified

list, same being the bills and claims of the Department of Parks and Public Property:

1939

Public Buildings—	
Reserve for Liabilities	\$ 31.50
Shade Tree—Reserve for	
Liabilities	1,315.02
Shade Tree—Dedicated	
Revenue—Reserve for	
Liabilities	500.00
	<hr/>
	\$1,846.52

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand Nine Hundred Ninety-two Dollars and Ninety-seven Cents (\$12,992.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Home Making — WPA	
Project 76-7	\$ 150.00
Street Construction—WPA	
Project 6926-7	10,941.40
Sewer Construction—WPA	
Project 6951-7	151.57
N. Y. A. Garment Project	
—WPA Project 10-3 EN-	
42	50.00
Consolidated N. Y. A. (Ap-	
plications Comm. Center)	400.00
City Wide Clerical Project	
WPA Project 5218-A &	
5226-A	300.00

Museum Extension and Art	
Project WPA Project	
4510-O-A	300.00
Toy Mending—WPA Pro-	
ject 7050-0	200.00
Furniture and Metal Craft	
WPA Project 5209-A	500.00
	<hr/>
	\$ 12,992.97

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Eight Hundred Forty-one Dollars and Seventy-one Cents (\$2,841.71) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construc-	
tion, Hayes Park East,	
WPA Project 6069-7	\$ 576.83
Swimming Pool Construc-	
tion, Hayes Park West,	
WPA Project 6969-7	587.27
Swimming Pool Construc-	
tion, Boylan Street,	
WPA Project 6069-7	907.61
Swimming Pool Construc-	
tion, Clifton Avenue,	
WPA Project 6069-7	720.00
Swimming Pool Construc-	
tion, Hayes Park East,	
WPA Project 6069-7	20.00
Swimming Pool Construc-	
tion, Hayes Park West,	
WPA Project 6069-7	30.00
	<hr/>
	\$ 3,841.71

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Thirty-eight Thousand, Eight Hundred Fifty-five Dollars and Fourteen Cents (\$38,855.14) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending May 8, 1940:

Port Newark Operations ..\$	2,580.05
Bureau of Motors	2,658.50
Bureau of Streets	2,192.27
Bureau of Sewers	1,046.79
House Sewer Connections..	337.13
Bureau of Street Cleaning	21,098.65
Street Construction	240.63
Bureau of Water	8 701.12
	<hr/>
	\$ 38,855.14

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand, Nine Hundred Six Dollars and Three Cents (\$24,906.03) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Surveys	\$ 16.35
Newark Labor Relations Board	25.02
City Clerk	152.50
City Clerk	106.20
City Clerk's Office	234.40
Streets	1,856.26
Port Newark Operations	64.30
Sewers	42.45
House Sewer Connections ..	14.35
Streets	48.73
Carfare	30.00
Election (Primary)	14,708.90
Election (Primary)	100.00
Election (Special)	34.28
Newspapers	27.73
Water	7,414.18
Water (Reserve for Liabilities 1939)	28.37
	<hr/>
	\$ 24,906.03

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Thousand Eight Hundred Fifty Dollars and Ninety-four Cents (\$31,850.94) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Municipal Board of Alcoholic Beverage Control ..	61.94
Police Division	18,703.25
Reserve for Liabilities (Police)	1,671.755
Reserve for Liabilities (Police WPA)	3,448.16
Fire Division	7,723.76

Reserve for Liabilities
 (Fire) 226.08
 \$ 31,850.94

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

May 15, 1940.

Board of Commissioners of
 The City of Newark, New Jersey.

Gentlemen:

Pursuant to the resolution adopted by the Board of Commissioners on the 1st day of May, 1940, I caused to be published in the manner prescribed by the resolution, a notice of sale of the \$200,000 Street Improvement Bonds, Series A, the \$200,000 Street Improvement Bonds, Series B, the \$200,000 Water Bonds, Series A, the \$450,000 Street Improvement Bonds, Series C, the \$150,000 Water Bonds, Series B, and the \$150,000 Sewer Bonds, Series A, which are to be issued by The City of Newark pursu-

ant to ordinances heretofore adopted, and I received sealed proposals for the purchase of the bonds at the office of the Director of the Department of Revenue and Finance in the City Hall, in Newark, on Wednesday, May 15, 1940, at eleven o'clock A. M., Daylight Saving Time, at which time I publicly opened the sealed proposals so received.

Pursuant to the authority given to me by the resolution, I accepted the proposal submitted to me by Colyer, Robinson & Co., Inc., which proposal offered to purchase, for the sum of \$1,350,000.00 and accrued interest, the first maturing \$1,350,000.00 of the bonds, provided all of the bonds so purchased bear interest at the rate of Three per centum (3%) per annum.

The bonds to be included in the bonds sold are the \$200,000 Street Improvement Bonds, Series A, the \$200,000 Street Improvement Bonds, Series B, the \$450,000 Street Improvement Bonds, Series C, the \$200,000 Water Bonds, Series A, the \$150,000 Water Bonds, Series B, and the \$150,000 Sewer Bonds, Series A.

The following list shows the name of each bidder submitting a proposal, the price offered by the bidder, the interest rate specified by the bidder, and the principal amount of bonds which the bidder offered to purchase:

Name of Bidder	Price offered by bidder	Int. rate specified by bidder	Principal amount of bonds bidder offered to purchase
Colyer, Robinson & Co., Inc.	\$1,350,000.00	3 %	\$1,350,998.00
Halsey, Stuart & Co.	1,342,000.00	3½%	1,350,073.00
Blythe & Co.	1,346,000.00	3½%	1,350,101.00
Phelps, Penn & Co.	1,345,000.00	3½%	1,350,380.00
B. J. Van Ingen & Co., Inc.	1,344,000.00	3½%	1,350,459.00

Respectfully submitted,

Vincent J. Murphy,
Director of the Department of
Revenue and Finance.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, The Director of the Department of Revenue and Finance has, pursuant to the resolution adopted by the Board of Commissioners on the 1st day of May, 1940, caused to be published, in the manner prescribed by said resolution, a notice of the sale of the \$1,250,000.00 of bonds of The City of Newark described in said resolution, and has duly received sealed proposals for the purchase of said bonds, and has accepted the sealed proposals hereinafter described: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that the acceptance of the proposal to purchase the first maturing \$1,350,000.00 of the bonds described in said resolution for the price of \$1,350,998.00 and accrued interest, submitted by Colyer, Robinson & Co., Inc., be and the same hereby is approved and ratified.

FURTHER RESOLVED, That said bonds shall bear interest at the rate of Three per centum (3%) per annum, being the rate specified in said proposal.

FURTHER RESOLVED, That the \$1,350,000.00 of bonds to be delivered to said purchaser in accordance with said proposal shall consist of the first maturing \$200,000 Street Improvement Bonds, Series A, the \$200,000 Street Improvement Bonds, Series B, the \$450,000 Street Improvement Bonds, Series C, the \$200,000 Water Bonds, Series A, the \$150,000 Water Bonds, Series B, and the \$150,000

Sewer Bonds, Series A, described in said resolution.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Newark Housing Authority is the owner of property located at Nos. 134½-144 James Street, Block No. 2833, Lots 3, 4, 5, 6, 7 and 40, in the City of Newark, and has petitioned the Board of Commissioners of The City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots aforesaid, amounting to \$8,771.71; and

WHEREAS, Tax Title Lien Certificates for the year 1932 were acquired by the City of Newark on June 26th, 1934, for the amount of \$1,438.90; and

WHEREAS, no taxes have been paid since that date and up to the present time; and,

WHEREAS, Thomas M. Ford, a qualified land appraiser, states that the present day value is \$4,300.00; and,

WHEREAS, the said petitioner has offered to pay \$4,300.00 in full settlement of all unpaid taxes, assessments and liens, in addition to satisfying outstanding certificates, said amount being the present day market value of the aforesaid lots;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to

accept the said sum of \$4,300.00 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lot, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value of \$4,300.00 on the aforesaid lots be and they are hereby cancelled upon the payment of the sum aforesaid, provided the said \$4,300.00 shall be paid within sixty days from the date hereof.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, R. S. 1937, Sec. 54:4-99 to 54:4-102, giving the municipality the right to alteration, adjustment and settlement of taxes.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The Stephen Crane Association, a corporation of New Jersey, owner of the property at No. 14 Mulberry Place, has offered a deed to The City of Newark, in consideration of the sum of One Dollar (\$1.00) and "other valuable consideration," the valuable consideration being the settlement and cancellation of the arrears of taxes, municipal liens and other charges, and interest thereon, and water rents; the conveyance being taken subject to the aforesaid outstanding taxes, municipal liens and other charges, and interest thereon, and water rents; and,

WHEREAS, the Director of the Department of Parks and Public Prop-

erty desires to use the aforesaid property for recreational purposes for the convenience of the public;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the deed from the Stephen Crane Association, conveying title to the property at No. 14 Mulberry Place, Newark, New Jersey, and dated April 29, 1940, and for the consideration therein named, and particularly set forth above, be and the same is hereby accepted; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance be and he is hereby directed to cancel all outstanding taxes, municipal liens and other charges, and interest thereon, and water rents, if any; and,

BE IT FURTHER RESOLVED, That the said property be and the same is hereby allocated to the Director of the Department of Parks and Public Property for the use as aforesaid.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frederick J. Yauch was the owner of the premises 43-45 Halstead Street, Block 4202, Lot 18, Newark, New Jersey, on October 1st, 1937, was assessed for same by the City of Newark at a valuation of \$6,300.00 for the year 1938, being \$1,400.00 on Land and \$4,900.00 on Improvements; and

WHEREAS, Frederick J. Yauch is an honorably discharged veteran and

is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property;

WHEREAS, the said Frederick J. Yauch had not received the exemption of \$500.00 on his real and personal property for the year 1938;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said Frederick J. Yauch be granted the exemption of \$500.00, tax \$23.05 from the assessed value of his real estate 43-45 Halstead Street, Block 4202, Lot 18, for the year 1938 and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Howard R. Sherman is an honorably discharged veteran and is entitled to annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, On October 1st, 1938 Howard R. Sherman was the owner of record of premises known and designated as Block 1861, Lot 35, 615 Central Avenue, Block 1861, Lot 35, Newark, New Jersey, which was assessed at a valuation of \$5,900, tax \$268.45;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Howard R. Sherman be granted exemption of \$500.00, tax \$22.75 for 1939 from the

assessed valuation of his property known as Block 1861, Lot 35, 615 Central Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, James Brady is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and,

WHEREAS, On October 1st, 1938 the said James Brady was the owner of real estate located at 130 Prospect Street, Block 191, Lot 36, Newark, which was assessed at a valuation of \$3,400.00, tax \$154.70;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said James Brady be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Edward Vesey is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, On October 1st, 1938 Edward Vesey was the owner of record of premises known and designated as Block 2475, Lot 26, 448-50 Ferry Street, Newark, New Jersey, which was assessed at a valuation of \$5,900.00, tax \$268.45;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Edward Vesey be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2475, Lot 26, 448-450 Ferry Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Anthony A. Megaro is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1939;

WHEREAS, On October 1st, 1938, Anthony A. Megaro was the owner of record of premises known and designated as Block 1965, Lot 10, 108 Peck Avenue, Newark, New Jersey, which was assessed at a valuation of \$10,300, tax \$468.65;

BE IT THEREFORE RESOLVED,

By the Board of Commissioners of the City of Newark that the said Anthony A. Megaro be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 1965, Lot 10, 108 Peck Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The Industrial Commission of the City of Newark has received a proposal from the Dominion Metals and Refining Company of New Jersey, for the leasing of two (2) one-story buildings at Port Newark; and

WHEREAS, the Industrial Commission at their meeting on May 13, 1940, passed a resolution recommending that a lease be prepared by the Corporation Counsel, between the Dominion Metals Refining Company of New Jersey and The City of Newark.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that a lease be prepared between the City of Newark and the Dominion Metals Refining Company at New Jersey, whereby the City leases to the Tenant for the business of smelting and reclaiming of lead-tin alloys from scrap containing the same, two (2) one-story buildings, aggregating 8,692 square feet of floor space located at Port Newark, for a

term of five (5) years, at the total rental of \$8,400.00; all of which terms and conditions as set forth in the Industrial Commission's Resolution of May 13th, 1940, are to be set forth in the lease; and the Director of the Department of Public Affairs and the City Clerk be and they hereby are authorized and directed to execute the said lease on behalf of the City upon passage of this resolution. Lease to be in form approved by the Law Department and subject to all conditions contained in resolution of the Industrial Commission attached hereto and made a part hereof.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

BE IT RESOLVED By the Board of Commissioners of the City of Newark that a certain lease, dated May 1st, 1940, between the City of Newark and Pittsburgh Plate Glass Co., where, for the consideration of \$2,000, representing use and occupation of the lands in said lease mentioned, for a period of 4 years immediately preceding the execution of said lease, and in consideration of the further covenants and agreements, in said lease mentioned, a copy of which lease is attached hereto and made part hereof, the City leases to the Tenant and the Tenant takes, certain lands on the southwesterly line of Herbert Place, in said lease more particularly described, is hereby ratified and confirmed; and the Mayor, as Director of the Department of Public Affairs, and the City Clerk are hereby authorized and directed to execute and deliver said lease, on the part of the City, after

approval as to form and legality by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the east side of Clifton Avenue south of Park Avenue, as indicated on map or plan numbered 3009-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of a Pole in Clifton Avenue, near Park Avenue, Newark, N. J." dated April 24, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the east side of Broadway north of Herbert Place, as indicated on map or plan numbered 3010-A and

entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of a Pole in Broadway near Herbert Place, Newark, N. J." dated April 24, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, West End Club of Newark, N. J., Inc., 258 South 7th Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Club License, and did deposit with the Clerk of the said Board the sum of thirty-seven dollars and thirty-eight cents (\$37.38) at the time of the filing of said application, on April 2, 1940; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control, of the City of Newark on April 19th, 1940 issued the said license No. CB-56 to the said West End Club of Newark, N. J., Inc.; and

WHEREAS, the said West End Club of Newark, N. J., Inc., is now entitled to a refund of Seven dollars and thirty-eight cents;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of seven dollars and thirty-eight cents (\$7.38) be and the same is hereby ordered paid to the said West End Club of Newark, New Jersey, Inc., and the Director of the Department of Revenue

and Finance of the City of Newark be and he is hereby authorized and directed to return to the said West End Club of Newark, New Jersey, Inc., the said sum of seven dollars and thirty-eight cents (\$7.38).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Gagliano Castelferrato Political Club, of 291 Morris Avenue, Newark, N. J., filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Club license, and did deposit with the Clerk of the said Board the sum of forty dollars and seventy-four cents (\$40.74); at the time of the filing of said application on March 26th, 1940; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on April 19th, 1940, issued to the said Gagliano Castelferrato Political Club, license No. CB-55; and

WHEREAS, the said Gagliano Castelferrato Political Club is now entitled to a refund of ten dollars and seventy-four cents (\$10.74);

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the sum of ten dollars and seventy-four cents (\$10.74) be and the same is hereby ordered paid to the Gagliano Castelferrato Political Club, and the Director of the Department of Revenue and Finance of the City of Newark be and he is hereby authorized and directed to return to the said Gagliano

Castelferrato Political Club, the said sum of ten dollars and severay-four cents (\$10.74).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, the Board of Commissioners of the City of Newark has deemed it for the best interests of the City to discontinue the Newark City Home; and

WHEREAS, certain livestock, including nine (9) cows, two (2) calves, fourteen (14) pigs and two (2) horses will be of no further use to the City and should be sold for the highest price and prices that may and shall be received at public sale;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to sell at public sale to the highest bidder, after public advertisement in a local newspaper by two insertions, at least once a week during two consecutive weeks, the last publication to be not more than seven (7) days prior to the sale, any and all aforesaid livestock which will be no longer needed; that the sale or sales of same may be made from time to time as shall be deemed advantageous to the City. The Director may accept or reject any and all bids which he deems are not for the best interest of the City, and upon rejection may re-advertise in manner aforesaid; and

BE IT FURTHER RESOLVED, that the said Director is hereby authorized to execute bill of sale or bills of sale for and on behalf of the City of Newark, attested by the City Clerk, and approved as to form by the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it is hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Reinforcing Steel for the Department of Public Affairs, Interior and Exterior Electrical Fixtures and Wire Checking Equipment for the Swimming Pools, Department of Public Affairs, and Radio Tubes for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of

Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property be and the same are hereby approved:

Central Purchase—

Bennett Oil Co., gasoline and oil	\$44.24
City Treasurer, postage	114.27
Griggs Motor Sales, Inc., auto repairs	8.50
Insurance Fund Committee, insurance on auto	83.62
Jersey Central Garage, storage and Tire Repair	8.65
L. C. Smith & Corona Typewriter, Repairs	1.75

Director's Office—

Bennett Oil Co., gasoline, oil, etc.	23.74
City Treasurer, postage	12.00

Printing and Stationery— Miscellaneous Advertising—

Newark Evening News, miscellaneous advertising	30.40
Newark Evening News, budget change	16.58
Newark Star Ledger, miscellaneous advertising ...	12.00

Newark Star Ledger, budget changes	17.04
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Newark Sunday Call, miscellaneous advertising	16.80
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Printing and Stationery— Dedicated Revenue—

Newark Evening News, bound volumes	27.00
Newark Sunday Call, bound volumes	6.80
Woodstock Typewriter Co., repairs	3.00

Public Buildings—

William H. Chapman, repairs for power plant	27.18
Max S. Kotler, locks and keys..	1.20
M. Lakin, furnishing and installing glass	9.30
A. Mehler, furniture repairs ....	.50
N. J. Bell Telephone Co., direct wires	201.99
N. J. Bell Telephone Co., switchboard	698.86
N. J. Commission for the Blind, repairs to furniture	5.00

Smoke Abatement—

Bennett Oil Co., gasoline and oil	14.97
Insurance Fund Commission, fire and theft insurance on equipment	30.79

Shade Tree—

Carl Bannwart, incidentals	7.69
Bennett Oil Co., gasoline and oil	112.86

Cornelius J. Cronin, transportation and calls	5.00
DeCozen Motor Co, auto repairs	2.00
George L. Dennis, oil burner repairs	39.45
S H. Grossman, truck repairs	2.00
Wm. C. Hicks, transportation and calls	3.00
Insurance Fund Commission, liability and property damage on cars	413.92
Walter R. McPherson, transportation and telephone calls	5.00
McCarthy & Sharkey, tire repairs	4.00
Solomon Newbarth, transportation and calls	5.00
N. J. Bell Telephone Co., telephone service	5.00
Sterling Motor Co., trucks repairs	26.27
Aundrew Sweeney, transportation and calls	5.00
Joseph P. Sweeney, transportation and calls	5.00

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7464 dated May 1, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of

Newark, be and the same hereby are awarded as follows: being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

J. P. CALLAGHAN, INC.—
Harrison, N. J.

(Public Affairs)

Approx. 1,000 cu. yds. High Early Strength, 1:3:6 Portland Cement Concrete, Grade C Stone (Section 408) @ \$5.85 cu. yd.

THE HIGHWAY CORPORATION—
Newark, N. J.

(Public Affairs)

Approx. 3,300 tons Asphalt and binder (Sections 135, 136 and 435 @ \$3.34 ton.

Approx. 3,300 tons Coarse Aggregate Bituminous Concrete (Section 150, 151 and 435 @ \$3.93 ton.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey by a resolution No. 7278 dated April 10th, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

WATSON ELEVATOR COMPANY,
INC.—New York City.

(Public Works)

For furnishing and delivering labor and materials for alteration of electric passenger elevator in Department of Health Building, Plane and William Streets, Newark, N. J., in accordance with specifications on file in the Department of Central Purchase for \$1,881.00.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to enter into contracts for the repairs and alterations to the First Floor of the Newark Center Market Building, for the Stamp Issuing Office, according to plans and specifications prepared by Arthur N. Starin, Architect as follows:

E. M. Waldron Co., Inc., Masonry,
Iron Work, Carpentry, Painting
and Cleaning, \$7,293.00.

Buhl & Caffrey, Inc., Electrical Work,
\$1,635.00.

George L. Dennis Co., Inc.—Heating
and Plumbing Work, \$2,085.00.

BE IT FURTHER RESOLVED, that the said Director of the Department of Public Works, and the City Clerk of the City of Newark be and they are hereby authorized and directed to execute the said contracts on behalf of the said City of Newark.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Franklin,
Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED that the title of Special Investigator be and the same is hereby created in the Emergency Relief Division of the Department of Public Works, at an annual salary of \$1,680.00 effective May 1st, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The prevailing rate of wages in this vicinity for men employed as rakers is 95c per hour, and for men employed as tampers is 80c per hour;

THEREFORE BE IT RESOLVED, that all employees in the Department of Public Affairs, Bureau of Streets, permanently employed in the position of Rakers, be and they hereby are increased in compensation from 75c per hour to 95c per hour, effective May 16, 1940; and

BE IT FURTHER RESOLVED, That all employees in the Department of Public Affairs, permanently employed in the position as Tampers be and they hereby are increased in compensation from 65c per hour to 80c per hour, effective May 16, 1940; and

BE IT FURTHER RESOLVED,

That all employees temporary employed in the capacity of Rakers and Tampers be and they hereby are compensated at the rate of 95c per hour for Rakers and 80c per hour for Tampers, while serving in that capacity, effective May 16, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

WHEREAS, Inequalities exist among employees in the position of Clerk in the Department of Public Affairs; and

WHEREAS, It is deemed fair and equitable to adjust these inequalities:

THEREFORE, BE IT RESOLVED, that the following employees in the Department of Public Affairs be and they hereby are increased in compensation to the amounts set opposite their respective names, effective April 16th, 1940, at an annual cost of \$510.00 per annum.

Name:	Bureau	Present Salary	Increased to
		\$2,300.00 year	\$2,501.00 year
George H. James,	St. Cleaning	2,500.00 year	2,501.00 year
John F. Bennett,	Streets	2,400.00 year	2,501.00 year
Urban L. Schaeffer,	House Sewer		
	Connections	2,500.00 year	2,501.00 year
Albert C. D'Aloia,	City Clerk	2,400.00 year	2,501.00 year
Eugene O'Mara,	City Clerk	2,500.00 year	2,501.00 year
George W. Sloan, Jr.,	Water	2,500.00 year	2,501.00 year
Nathaniel J. Ward,	Water	2,500.00 year	2,501.00 year
Andrew Watts, Jr.,	Water	2,500.00 year	2,501.00 year
John J. Goff,	Water	2,400.00 year	2,501.00 year
Nicholas Salerno,	Water	2,500.00 year	2,501.00 year

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

WHEREAS, The services of a General Inspector are required in the Department of Public Affairs, Division of Water; and,

WHEREAS, Leonard Growney, Inspector of Water Services in the Division of Water, has the necessary qualifications to fill this position;

THEREFORE, BE IT RESOLVED, That Leonard Growney be and he hereby is promoted from Inspector of Water Service in the Division of Water at \$1,560.00 per annum, to the position of General Inspector, in the Division of Water, Department of Public Affairs, at a compensation of \$2,280.00 per annum, effective May 16th, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

WHEREAS, it is deemed by the Director of the Department of Parks and Public Property that the membership of the Acting Director of the Department of Central Purchase in the Purchasing Agents Association of New York is advantageous for the departmental activity;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Sixty Dollars (\$60.00) be and the same is hereby appropriated for the payment of the initiation fee and annual membership dues for the year 1940, of the Acting Director of the Department of Central Purchase, Department of Parks and Public Property, in the Purchasing Agents Association of New York.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the Work Projects Administration Project Application Number 7500-O, to provide employment of 91 persons to be taken from the relief rolls of the City to be employed upon a project to prepare and publish an inventory of the municipal Archives of the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$89,270.80 is contingent upon the expenditure of \$6,000.00 by the City of Newark.

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$6,000.00 for the purpose aforesaid, to be paid from the funds appropriated in the 1940 Budget for the operation of Work Projects Administration Projects.

Jos. M. Fyrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration, project application No. 92-3E-41 to provide parttime employment for 157 youths 18 to 25 years of age, to be taken from the relief rolls of the City upon a workshop project located at 395 Central Avenue, Newark, making new and repairing old furniture and recreational equipment; the youth workers employed will receive valuable training and work experience in the use of hand tools, power tools, painting and finishing methods, sign painting and poster making; and,

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$7,060.00 is contingent upon the expenditure of \$1,050 by the City of Newark;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$1,050.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the Work Projects Administration Project Application Number 5232 Sub-Project H-93, to provide employment for 12 persons to be taken from the relief rolls of the City to be employed upon a project to establish a permanent and accurate file index of commodities purchased during years 1933-1939, inclusive by the Department of Central Purchase in the City of Newark; and,

WHEREAS, the contribution requested of the Work Projects Administration for said project amount to \$6,734.50 is contingent upon the expenditure of \$2,253.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$2,253.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, By reason of the resignation of the late Michael P. Duffy as Commissioner of the City of New-

ark, a vacancy has existed since about June, 1939; and,

WHEREAS, in spite of the provision in the Commission Government Act that the vacancy shall be filled in thirty (30) days time, the Board of Commissioners has failed to elect any person to fill the vacancy during that period of time, and has since failed to elect any person thereto; and,

WHEREAS, We being fully cognizant of the duty and responsibility imposed upon the Board of Commissioners in the matter of electing a proper person to fill the vacancy; and,

WHEREAS, it is our desire that the vacancy shall be filled by some proper person, and we being desirous of electing some proper person, it is our opinion that, with the reservation of our right to exercise the duty of electing some proper person, we do deem it expedient at this time, in order to bring about the election of some proper person, that we do refer the matter of selection to some representative group of citizens who shall choose and refer to the Board of Commissioners the name of one person who is properly qualified for the office of City Commissioners, and that the person so chosen may be elected by the Board of Commissioners to the office of Commissioner of the City of Newark to fill the vacancy;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the following names of persons, representative citizens of the City of Newark, to wit:

Franklin Conklin, Jr., Chairman,
Reverend Arthur Dumper,
Monsignor John G. Delaney,
Rabbi Solomon Foster,
Leo Carlin,
Themistocles Mancusi-Ungaro,

be and the same are hereby selected by the Board of Commissioners of the

City of Newark to constitute a committee for the purposes aforesaid, and to carry out the intention of this resolution to select and refer to the Board of Commissioners the name of one proper person for the office of City Commissioner. It is requested that the recommendation be made to this Board two weeks from the date of this meeting.

Jos. M. Byrne, Jr.

Mayor Ellenstein: I understand none of the Commissioners received a copy of this resolution.

Commissioner Byrne: That is right.

Mayor Ellenstein: None of the Commissioners have knowledge of it.

There is a legal question involved, it appears to me, whether or not any Commissioner can go against his authority. That amounts to a delegation of authority. I think the resolution ought to be referred to the Law Department to first determine the legality of it, because under the statute it rests with the City Commission to select the person to fill the vacancy. That question arises to me, and I think there should be no objection to referring the resolution to the Law Department.

I will entertain a motion that the resolution presented by Director Byrne be referred to the Law Department to determine the legality of it.

Commissioner Franklin: Even though this resolution might be determined to be legal in its form and that this plan could be pursued, I believe, as you have stated, that there may be some question as to the delegation of authority. I am of the firm opinion that we have been elected, those of us who remain have been elected as the representatives of the City, and I do not think our opinion or judgement should be superseded by any group of citizens to whom we can

delegate the selection of a fifth Commissioner.

FURTHER than that, I will stand by my original thought that the fifth member of this Commission should be a person of Italian extraction. The sixth man last time was an Italian-American—it happened to be former Director Minisi—and I still stand by my original intention to select for a member of this Board an Italian-American representative.

Mayor Ellenstein: However, I think the first thing to determine, while I am in accord with your views, the first thing to determine is whether or not the resolution is of legal import.

Commissioner Franklin: Except that you might give color to the proposition that it should be handled in that manner.

Mayor Ellenstein: I think any resolution presented by any Commissioner should be given the dignity of having it read and at least a vote by the Commission. And while I am in accord with your views, there isn't any probability of the resolution being successful anyway, because even if Director Murphy is in favor of those men being chosen to select the man to fill the vacancy, even if he were, the Commission would be deadlocked. However, I think the proper procedure would be to refer it to the Law Department for a legal opinion as to whether the Commission has the legal ability to have any person select a successor.

Commissioner Murphy: I don't mind saying, as far as I am concerned, I won't delegate my power to anybody, nor would I suggest anybody trying to act in the capacity of making a recommendation binding me in any manner, shape or form. I don't intend to delegate my power to any outside group to make any recommendations that I am supposed to follow.

Mayor Ellenstein: That, of course, expresses the sentiments of three of the members of the Commission. Still, unless Director Byrne wishes to withdraw the resolution, I think in all justice to Director Byrne or any other Director, at least the resolution ought to be presented to the Commission, and before it is presented to the Commission I think we are all duty bound to extend the courtesy to Director Byrne to refer the matter to the Law Department.

Commissioner Byrne: No objection.

Mayor Ellenstein: No objection to referring it to the Law Department. And you do not feel disposed to withdraw it?

Commissioner Byrne: No.

Mayor Ellenstein: I will entertain a motion to refer the resolution to the Law Department for determination as to legal ability.

Commissioner Murphy: I will make that motion at the request of Director Byrne.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin: In voting, I just want to say, regardless of the opinion of the Law Department, it doesn't influence me in the least.

Mayor Ellenstein: That is an after consideration. The matter will be referred to the Law Department for an opinion at next Wednesday's meeting, for an opinion on the validity of the resolution.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Minnie Dougherty, owner; for the renewal of permit for two portable gasoline tanks; premises 193 West Market Street; such use to be limited to the period of one year ending May 24, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

The City Clerk: This is a renewal, and would have come up ordinarily—

Mayor Ellenstein: There was an objector before the Zoning Board. Will you read that again?

(The City Clerk read the resolution a second time.)

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., May 14, 1940.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*790-792 South Orange Avenue;
Arthur Bachs; renewal of permit for automobile sales station; such use to be limited to the period of one year ending March 29, 1941;

54 Dayton Street; Joseph A. McMahon; in a 2nd residence district the construction of a two-car private garage beyond the required setback line and exceeding occupancy of lot area;

349-351 Third Avenue; Carideo Romano, owner; in a 2nd residence district the construction of a store; (No objectors);

*805 South Fourteenth Street; Gustave Steck, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending May 18, 1942;

37 Boyd Street (rear); Samuel

Steinberg; in a 2nd business district the storage of rags and junk; such use to be limited to the period of one year;

*67-69 River Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 18, 1941;

*18 Park Street; City Parking Service; renewal of permit for automobile parking station and one gasoline pump; such use to be limited to the period of one year ending May 6, 1941;

49-53 Montgomery Street; Paul Mertens; in a 1st industrial district the alteration of public garage and construction of gasoline station; same to be constructed and operated in conformity with the rules of this Board; and in accordance with the amended plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

*976-984 Raymond Boulevard; Thomas H. Burns, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending April 28, 1941;

418-422 Bloomfield Avenue; Red Seal Motors, Inc.; owner; in a 2nd business district the establishment and operation of an automobile sales station and car-washing building; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of two years.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matter to be heard by the

Board of Commissioners at its meeting of May 15, 1940).

Received, copy to be sent to each Commissioner and further action postponed to May 22, 1940.

The City Clerk: There is referred to us over the signature of Russell B. Rankin, Secretary, under date of May 14, several matters for a hearing date to be set, five of which are renewals and can be disposed of at this time, and two others, namely, Carideo Romano and Paul Mertens, there has been a request for a suspension of the rules. There are no objectors in these cases.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these seven cases.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur Sachs (Estate of J. C. Groel and Catherine Garrigan, owners); for the renewal of permit for automobile sales station; premises 790-792 South Orange Avenue; such use to be limited to the period of one year ending March 29, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board

Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Gustave Steck, owner; for the renewal of permit for retail ice depot; premises 805 South Fourteenth Street; such use to be limited to the period of two years ending May 18, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Unity Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 67-69 River Street; such use to be limited to the period of one year ending May 18, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Eleanor J. Irvine, owner); for the renewal of permit for automobile parking station and one gasoline pump; premises 18 Park Street; such use to be limited to the period of one year ending May 6, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Thomas H. Burns, owner; for the renewal of permit for automobile parking station; premises 976-984 Raymond Boulevard; such use to be limited to the period of one year ending April 28, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Carideo Romano, owner; for the construction of a

store in a 2nd residence district;
premises 349-351 Third Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Paul Mertens (True Friends Building and Loan Association, owner); for the alteration of public garage and construction of gasoline station in a 1st industrial district; premises 49-53 Montgomery Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the amended plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other three matters referred to the Board of Commissioners by the Zoning Board will take the usual course and be heard one week from today on May 22.

Commissioner Murphy: If there is no objection any of the Commissioners have on these resolutions, I will present them as a whole and have them recorded on the minutes in order to save time.

Mayor Ellenstein: And considered as all read.

Commissioner Murphy: That is right.,

Mayor Ellenstein: Director Murphy then presents the five customary resolutions with the understanding they be considered as though they are read.

RESOLVED, by the Board of Com-

Commissioners of the City of Newark that, in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationery Division;

Division of Central Purchase;

And the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

Printing and Stationery Division;

Division of Central Purchase;

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark
 Employment Bureau
 Municipal Assistance Board
 Labor Relations Board
 Health Bureau
 City Hospital
 Alms House
 Home for Boys
 Baths
 Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief
 Overseer of the Poor
 Soldiers and Sailors Aid Bureau
 Camp Newark
 Employment Bureau
 Municipal Assistance Board
 Labor Relations Board
 Health Bureau
 City Hospital
 Alms House
 Home for Boys
 Baths
 Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye, Commissioner Franklin and Mayor Ellenstein voted no.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division
 Police Courts
 Fire Division
 Weights and Measures
 Smoke Abatement
 All Licenses
 Street Lighting.
 Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division
 Police Courts
 Fire Division
 Weights and Measures
 Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distribut-

ed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call Commissioners Byrne and Murphy voted aye, Commissioner Franklin and Mayor Ellenstein voted no.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority

and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfront

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed to present candidates to fill the vacancy which exists in the Board of Commissioners.

Commissioner Franklin: James Pellicchia Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pel-

lecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of a man

who has given excellent service to the Board of Education of the City over a long period of years, an outstanding citizen, Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Mr. Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Frederick Bigelow.

Mayor Ellenstein: Director Byrne presents the name of Mr. Frederick Bigelow. As many as are in favor of Mr. Bigelow being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin,

Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Bigelow having received but one vote will take the official notice of the fact he is not elected.

Mr. Bigelow: I appreciate the confidence anyhow.

Mayor Ellenstein: Are there any other presentations?

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. As many as are in favor of Mr. D'Aloia being chosen to fill the vacancy will, signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Dr. Charles Restaino.

Mayor Ellenstein: Director Byrne presents the name of Dr. Charles Restaino. As many as are in favor of Dr. Restaino being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Restaino having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Gerald M. F. McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Mr. Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Dr. Angelo Bianchi.

Mayor Ellenstein: Director Byrne presents the name of Dr. Angelo Bianchi. As many as are in favor of Mr. Bianchi being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin,

Murphy and Mayor Ellenstein voted no

Mayor Ellenstein: Dr. Bianchi having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: I move we adjourn.

Mayor Ellenstein: Is there a second to that motion?

Commissioner Murphy: I second it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 22, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Day-light Saving Time.

Present: Commissioners Byrne, Franklin, Murphy.

Absent: Mayor Eilenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move they be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the vacation of part of South Orange Avenue on the southerly side thereof between a point about 90 feet west of the westerly line of South Ninth Street to a point about 60 feet west of the westerly line of Ashland Street, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Acting Mayor Murphy: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing. Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the title of "An Ordinance providing for the vacation of part of South Orange Avenue on the southerly side thereof between a point about 90 feet west of the westerly line of South Ninth Street to a point about 60 feet west of the westerly line of Ashland Street," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of part of South Orange Avenue on the southerly side thereof between a point about 90 feet west of the westerly line of Ashland Street.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance to Amend an Ordinance entitled: "An Ordinance to amend Section 4, of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in the City of Newark,' adopted July 1, 1931," adopted September 14, 1938, and stated that today was the

time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move it be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance appropriating \$600,000 for School Purposes and providing for the issuance of notes to meet such appropriation, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move it be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance to require the employment of workers at prevailing wage and upon an eight hour day basis upon all contracts of The City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature, and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced for information.

Commissioner Byrne: I move it be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance requiring the union label on all stationery and printing, and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced for information.

Commissioner Byrne: I move it be referred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Hundred Sixty-seven Dollars and Fifty-one Cents (\$167.51) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Auditor's Office, Department of Revenue and Finance, from April 12th, 1940 to May 10th, 1940, inclusive, as per annexed certified list:

Auditor's Office—
Reserve for Liabilities\$167.51

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of One Hundred Twenty-eight Dollars and Seventy-six Cents (\$128.76), be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Tax Receiver's Office (Bookkeeping and Billing Division), Department of Revenue

and Finance, from April 20th, 1940 to April 30th, 1940, inclusive, as per annexed certified list:

Tax Receiver—(Bookkeeping
and Billing Division)\$128.76

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Sixty-two Thousand Nine Hundred Three Dollars and Thirty-six Cents (\$62,903.36) be and same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$62,903.36

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Ninety-one Dollars and Sixty-four Cents (\$291.64) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the Supplementary payroll of the Auditor's Office, Department of Revenue and Finance from April 16, 1940 to May 16, 1940, as follows:

Auditor's Office \$291.64

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy.

RESOLVED: That the sum of Seventy-six Thousand Three Hundred Twelve Dollars and Eighteen Cents (\$76,312.18) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Auditor's Office	\$ 61.00
Treasurer's Office	22.77
Tax Receiver (Addressograph Division)	36.89
Tax Receiver (Bookkeeping and Billing Division)	96.25
Tax Board (Assessors Division)	496.00
Assessments Local Improvements .....	.50
Second District Court	16.95
Foreclosure Costs	5.64
Newark Technical School	25,000.00
Pension Funds	50,000.00
Reserve for Overpayment Comptroller	520.22
Reserve for Overpayment Tax Receiver	55.96
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	\$ 76,312.18

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy.

RESOLVED: That the sum of One Million Fifteen Thousand Two Hundred Fifty-nine Dollars and Fifty-

six Cents (\$1,015,259.56) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
 Interest\$1,015,259.56

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy.

RESOLVED: That the sum of Twenty-three Thousand Six Hundred Twenty-three Dollars and Thirty Cents (\$23,623.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from May 1st, 1940 to May 16th, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,810.98
Auditor's Office	1,488.74
Treasurer's Office	1,056.82
Tax Receiver—	
Cashier's Division	1,492.42
Tax Receiver—Addressograph Division	462.46
Tax Receiver—Bookkeeping & Billing Division	2,732.34
Tax Receiver—Counter Division	896.82
Personal Tax Arrears	1,405.51
Tax Board—Assessors Division	6,039.01
Tax Board—Surveyor's Division	1,317.04
Tax Revaluation—WPA	208.33
Assessments Local Improvements	614.57
Revenue and Finance Pensions	437.50
First District Court	1,190.82

Second District Court . . 1,119.96
 \$ 23,625.30

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Three Thousand One Hundred Eighty-one Dollars and Eighty Cents (\$103,181.80) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the first half of May,

1940, as follows:
 Director's Office\$ 1,423.32
 City Hospital — WPA
 Project 5410-7 166.66
 Bureau of Health 25,494.64
 U. S. Health Sanitation
 Account 431.67
 City Hospital 24,739.95
 Convalescent Hospital 1,951.37
 City Home 2,746.23
 Public Baths 5,244.98
 Newark City Alms House 2,592.32
 Ivy Hill Power Plant 2,783.76
 Outdoor Poor Department 1,637.48
 Law Department 3,933.29
 Board of Adjustment 470.00
 Emergency Relief—
 Administration 29,566.13
 \$103,181.80

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of One Thousand Three Hundred Forty-eight Dollars and Fifty-five Cents (\$1,348.55) be and the same is hereby appropriated to the persons named on annexed certified list being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
 Administration\$1,348.55

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Ninety Dollars and Thirty-three Cents (\$290.33) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Department of Public Works for the last half of April, 1940, as follows:

Newark City Hospital\$290.33

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Twenty Thousand One Hundred Seventy-four Dollars and Forty-two Cents (\$20,174.42) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the De-

partment of Public Works, as follows:

Ivy Hill Power Plant	\$ 2,299.71
Newark City Home	2,707.33
Newark City Hospital	13,631.17
Youth Week Celebration ..	1,497.52
Emergency Relief—	
Administration	38.69
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	\$ 20,174.42

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Thirteen Thousand Nine Hundred Ninety-eight Dollars and Forty-seven Cents (\$13,998.47) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from May 1st to May 16th, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,377.45
Public Buildings—	
City Owned Property	219.86
Weights and Measures	547.66
Weights and Measures—	
Reserve for Dedicated	
Revenue—1939	137.10
Printing and Stationery	241.45
Shade Tree	1,457.49
W. P. A. Project 1485-7	208.33
Central Purchase	1,600.82
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	\$ 13,998.47

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Five Hundred Seventy-six Dollars and Thirty-four Cents (\$3,576.34) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 15th and May 18th, 1940, as follows:

Shade Tree	\$ 2,270.34
Public Buildings	1,306.00
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	\$ 3,576.34

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Two Thousand, Three Hundred Two Dollars and Ninety-two Cents (\$2,302.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$2,302.92
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Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Seventy-eight Dollars and Twenty-eight Cents (\$278.28) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 3.50
Streets	2.50
Motors .....	.75
Newark Industrial Commission	10.00
Port Newark Operations	10.16
Water	185.40
Toy Mending	
(WPA Project 7050-O)	65.11
City Planning	
(WPA Project 7215-0)86
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	\$278.28

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Ninety-eight Thousand Three Hundred Sixty-nine Dollars and Seventy-four Cents (\$98,369.74) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 4,734.45
Streets	91.02
City Clerk	54.00
Elections (Special)	35.50

Elections (Special)	18.00
Elections (Primary)	3,539.55
Elections (Primary)	160.00
Director's Office	25.70
Sewers	1,089.58
House Sewer Connections..	315.32
Public Lighting	30,875.95
Water	14.00
Newark Museum	9,062.50
Free Public Library	48,354.17
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	\$ 98,369.74

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Twenty-five Thousand Six Hundred Eighty-seven Dollars and Thirty-five Cents (\$25,687.35) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$25,687.35
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Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Nineteen Thousand, Seven Hundred Ninety-seven Dollars and Fourteen Cents (\$19,797.14) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the De-

Department of Public Affairs, as follows:
Street Construction

(WPA Project 6926)	\$ 15,275.58
Sewer Construction 6951-7)	
(WPA Project 6951-7) ..	1,126.32
City Planning	
(WPA Project 7215-0)	504.60
Sewer Construction	
(WPA Project 6951-7) ..	276.72
Furniture and Metal Work	
(WPA Project 5209-A) ..	400.00
Home Making Colored	
(NYA Project 76-7)	34.00
City Wide Clerical Project	
(5318-A-5226-A)	194.99
Street Cleaning	
(WPA Project 6409-7) ..	17.36
Toy Mending	
(WPA Project 7050-0)....	205.65
City Planning	
(WPA Project 7215-0)	273.17
Museum Extension	
(WPA Project 4510-0-A) ..	1,331.80
Gardening and Canning	
(WPA Project 6922-0)..	156.95
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	\$ 19,797.14

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Fourteen Thousand, Four Hundred Thirty Dollars and Twenty Cents (\$14,430.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (WPA Project 6069-7), (Hayes Park East)....	\$ 3,591.78
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Swimming Pool Construction (WPA Project 6069-7) (Hayes Park West)....	2,339.10
Swimming Pool Construction, (WPA Project 6069-7) (Boylan Street)	6,934.94
Swimming Pool Construction (WPA Project 6069-7)	1,564.38
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	\$ 14,430.20

Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Forty-eight Thousand Eight Hundred Seventy-three Dollars and Eighty Cents (\$48,873.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period May 1-May 15, 1940, both incl.:

Director's Office	\$ 1,452.07
Bureau of Lighting	432.50
Bureau of Streets	6,103.67
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,164.97
Bureau of Street Cleaning	4,114.91
Bureau of Surveys	3,626.66
Engineering Division	1,438.73
Bureau of Motors	1,951.80
Bureau of Water	19,426.55
Newark Labor Relations	
Board	390.00
Sewer Construction	883.75
Port Newark Operations ..	3,245.40
Swimming Pool Projects	708.33

City Clerk	3,106 98
Elections	340.00
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	\$ 48,873.80

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Thirty-eight Thousand Six Hundred Eighty-nine Dollars and Eleven Cents (\$38,689.11) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll,
 Period Ending May 15, 1940:

Port Newark Operations	\$ 2,580.05
Bureau of Motors	2,656.86
Bureau of Streets	2,118.19
Bureau of Sewers	1,061.13
House Sewer Connections..	328.33
Bureau of Street Cleaning	20,851.45
Street Construction	324.88
Bureau of Water	8,768.22
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	\$ 38,689.11

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commis-

sioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of Water Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on the 1st day of May, 1940, Bond Anticipation Notes of said City of the aggregate principal amount of \$156,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of the said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby

authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, the Minor Company, 30 Branford Place, Newark, N. J., is the owner of Block 1877, Lots 42 and 26, 38-40 Third Street, respectively, in the City of Newark, has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the aforesaid properties; and

WHEREAS, Bernard K. Judge, a qualified real estate expert having reported on three different occasions, December 13, 1938, April 16, 1940, and May 8th, 1940, that the buildings are in very poor condition and over forty years old and that it is his opinion that the present day market value of each one of these buildings are only worth Two Thousand (\$2,000.00) dollars each; and

WHEREAS, by Resolution No. 3053 adopted May 19, 1934, ten of the twelve similar type of buildings the taxes were compromised to Norman F. Vanderhoof on the basis of One thousand (\$1,000.00) dollars; and

WHEREAS, the said petitioner has offered the City of Newark Two thou-

sand (\$2,000.00) dollars for each of the aforesaid properties in full satisfaction of all unpaid taxes, assessments and liens, being the present day market value of the aforesaid properties; and

WHEREAS, there is due and owing on the aforesaid properties the sum of Eight thousand, twenty-two dollars and seventy-six cents (\$8,022.76) dating back to 1927 and including the first half of 1940;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of Four thousand (\$4,000.00) dollars in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid properties, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value of Two thousand (\$2,000.00) dollars for each of the aforesaid properties be and they are hereby cancelled upon the payment of the sum aforesaid;

FURTHER RESOLVED, that this resolution is presented under and by virtue of Chapter 70, P. L. 1933 governing the municipality the right to alteration, adjustment and settlement of taxes.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Paul H. Giese was the owner of the premises 371 Elm Street, Newark, New Jersey, Block 1980, Lot 69 on October 1st, 1937, and on October 1st, 1938, and was assessed,

for same by the City of Newark at a valuation of \$3,000.00 for the years 1938 and 1939, being \$1,200.00 on land and \$1,800.00 on improvements; and

WHEREAS, Paul H. Giese is an honorably discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property;

WHEREAS, the said Paul H. Giese had not received the exemption of \$500.00 on his real or personal property for the years 1938 and 1939;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Paul H. Giese be granted the exemption of \$500.00, tax \$23.05 from the assessed value of his real estate 371 Elm Street, Block 1980, Lot 69, for the year 1938 and that he also be granted the exemption of \$500.00, tax \$22.75 from the assessed value of his real estate, Block 1980, Lot 69, 371 Elm Street, for the year 1939, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Max Bukarest is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption only on \$100.00, tax \$4.55 from his personal property assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 3664, Lot 51, 183-185 Mapes Avenue, Newark, which property was assessed at a valuation of \$9,300.00, tax \$423.15;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Max Bukarest be granted a further exemption of \$400.00, tax \$18.20 for 1939 and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Alfred P. Stock is an honorably discharged veteran entitled to a total annual exemption of \$400.00 from the assessed valuation of his real and personal property;

WHEREAS, on October 1st, 1938, the said Alfred P. Stock was the owner of personal property located at 29 Wainwright Street, Newark, which was assessed at a valuation of \$800.00, tax \$36.40;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Alfred P. Stock be granted an exemption of \$400.00, tax \$18.20; for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Herbert G. Keys is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption only on \$100.00, tax \$4.55 from his personal property assessment for 1939; and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 576, Lot 25, 19 Wake-man Avenue, Newark, which property was assessed at a valuation of \$4,100.00, tax \$186.55;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Herbert G. Keys be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED, that sealed proposal received by the Department of Central Purchase on May 23, 1940, for furnishing and delivering Mack chassis with steel dump body, be and the same hereby is rejected, for the purpose of revising the specifications; therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to readvertise for sealed proposals for said chassis with steel dump body.

Bids to be received on such date and at such times as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7463 dated May 1, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

WEST SIDE PRINTING HOUSE—
Newark, N. J.

For furnishing and delivering printed forms for the Relief Administration, Department of Public Works, and for Tax Revaluation Project, Department of Revenue and Finance, at unit prices shown on list on file in the Department of Central Purchase, for the total sum of \$1,395.75.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7531 dated May 8, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Leather and shoe findings for use in

the Department of Public Welfare (Public Works) for a period of six (6) months, at unit prices shown on list on file in the Department of Central Purchase in the following approximate totals:

Hood Rubber Company, Inc.,
New York City\$1,304.60

Jenco Brothers, Inc.,
Paterson, N. J 4,065.13

Meisel Brothers,
Newark, N. J. 876.08

Toplansky Brothers, Inc.,
Newark, N. J. 992.50

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7464 dated May 1, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized

and directed to execute on the part of the City of Newark proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase in the City of Newark.

Meats and meat products for the various institutions in the Department of Public Works, for the period from May 25, 1940 to June 30, 1940, at unit prices shown on list on file in the Department of Central Purchase in the following approximate totals:

Approximately

John Gialanella	\$2,111.47
Fred Horns	3,911.54
Ideal Packing Company	3,692.20
Lair & Brydon	1,616.02
Palumbo & Cicalese	611.19

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) or more Rebuilt Ford Motors for the Department of Public Safety; also for the following materials for the Department of Public Affairs; Portland cement, both regular and High Early strength, 1:3:6 and 1:2:4 Ready Mixed Concrete with regular cement, grade C broken stone, Grade J hot stone, concrete sand and bituminous sand, mineral filler and asphalt cement mineral joint filler, refined asphalt cement, R. A. C. 1, bituminous concrete, asphalt binder, tar cold patch, cold mixed asphalt concrete top

course material, and precast units, mortar sand, 3" stone, common hydrated lime; also construction materials for Harrison Park Improvements, WPA project, Department of Parks and Public Property.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, by authority of resolution No. 7532, adopted on May 8th, 1940, by the Board of Commissioners of the City of Newark, the Director of the Department of Parks and Public Property was authorized to advertise for bids for furnishing and installing electric bottle water coolers for a period of one year, on a monthly rental basis, for the City Hall group of buildings; and did on May 21, 1940, after public advertising receive bids; and

WHEREAS, it has been determined by the said Director that the Great Bear Spring Water Company, bidding \$1.75 per unit per month, is the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with the Great Bear Spring Water Company for furnishing and installing electric bottle water coolers for a period of one year, commencing June 1st, 1940, on a monthly rental basis of \$1.75 per unit per month.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, the Director of the Department of Parks and Public Property solicited and received informal bids for replacing cracked brass shut off valve in pit at McKinley Circle, Clinton and Belmont Avenues; and

WHEREAS, Leo F. McSulla is the lowest responsible bidder, for the sum of Five Dollars (\$5.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director is authorized to contract accordingly.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, the Director of the Department of Parks and Public Property solicited and received informal bids for furnishing and installing one (1) 40-gallon galvanized iron hot water boiler in Police Garage; and

WHEREAS, Benjamin Cohen is the lowest responsible bidder for the sum of \$19.00;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director is authorized to contract accordingly.

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of May, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified;

PUBLIC BUILDINGS

Michael Scahill, Fireman, on leave of absence without pay, returned to duty May 16th, 1940.

Angelo Fresolone, temporary Fireman, terminated his services on May 15th, 1940.

Martin J. Bowe, temporarily appointed Watchman, effective May 17th, 1940, at a salary of \$1,200.00 per annum.

SHADE TREE

Vito Vitello, temporary Laborer, services terminated, May 22nd, 1940.

The following Laborers were transferred to the Bureau of Public Buildings on the dates shown after their respective names:

George R. Hankins, May 16th, 1940,
@ 60c per hour.

Salvatore Bruno, May 17th, 1940,
@ 60c per hour.

Nicholas Donahue, May 20th, 1940,
@ 60c per hour.

**VACATIONS GRANTED WITH PAY,
EFFECTIVE ON DATES SHOWN:**

PUBLIC BUILDINGS

Margaret Healy, Cleaner, one week,
starting May 13, 1940.

Mary Binn, Cleaner, one week,
starting May 20th, 1940.

DIRECTOR'S OFFICE

Helen M. Cadier, Senior Clerk
Stenographer, two days, May 31st
and June 3rd, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Murphy offered the
following resolution:

WHEREAS, resolution No. 7365
adopted April 17, 1940, creating cer-
tain supervisory positions and increas-
ing the salaries of employees under
Two thousand, two hundred (\$2,-
200.00) dollars; and

WHEREAS, in such resolution there
was erroneously omitted the name of
Nathan A. Rabinowitz, Clerk Book-
keeper Auditor—Treasurer's Office,
Department of Revenue and Finance;
and

WHEREAS, in the Cashier Division,
Receiving Tellers should have read
\$2,001 to \$2,500, and

WHEREAS, in the Tax Accounting
Billing and Addressograph Division,
Bookkeepers should have read \$2,501
to \$3,000.

THEREFORE BE IT RESOLVED,

by the Board of Commissioners of the
City of Newark that Resolution No.
7365 adopted April 17, 1940, is here-
by amended to read that the annual
salary of Nathan A. Rabinowitz, Clerk
Bookkeeper in the Auditor-Treasurer's
Office, be and the same is hereby in-
creased from Two thousand (\$2,-
000.00) dollars to Two thousand, two
hundred (\$2,200.00) dollars; and

BE IT FURTHER RESOLVED,
that the annual salary of Receiving
Tellers be amended to read \$2,001 to
\$2,500 and that the salary of Book-
keeper be amended to read \$2,501 to
\$3,000; and

BE IT FURTHER RESOLVED,
that the above increases become re-
troactive and effective as of April 15,
1940, and to be paid semi-monthly as
other salaries are paid.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin offered the
following resolutions:

RESOLVED, that Irving W. Drake,
Clerk-Stenographer in the City Clerk
Division of the Department of Public
Affairs, be and he is hereby granted
a leave of absence without pay from
May 1st, 1940, to July 31st, 1940.

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, that Gussie Rabino-
witz and Olga B. Babola, whose names
have been certified by the Civil Service
Commissiin as eligible, be and they
are hereby appointed to the position
of Clerk-Typist in the City Clerk's of-
fice, at a compensation of \$960 per
annum, effective as of June 1, 1940;
said appointments to replace two em-
ployees now employed temporarily in
the Election Bureau.

Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy.

Commissioner Byrne not voting.

Commissioner Murphy offered the
following resolution:

WHEREAS, pursuant to the "local
housing authorities law" of New Jer-
sey, the Board of Commissioners of
The City of Newark, on March 23,
1938, adopted an ordinance entitled
"An Ordinance creating the Housing
Authority of The City of Newark,
New Jersey"; and

WHEREAS, John F. Lee was ap-
pointed a member of the Newark
Authority on November 9, 1938, for
the balance of the unexpired term of
Louis H. Reiss; and

WHEREAS, the aforesaid term of
John F. Lee expired on April 20, 1940;

THEREFORE BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark, that John F. Lee be
and he is hereby reappointed for a
term of five (5) years, same to com-
mence from April 20, 1940; and the
City Clerk be and he is hereby author-
ized and directed to file a certified
copy of this resolution with the exe-

cutive officer of the State Housing
Authority.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin offered the
following resolutions:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to
the Board of Commissioners of the
City of Newark that the following
structure or use be allowed:

Application of Joseph A. Mc-
Mahon, owner; for the construction
of a two-car private garage beyond
the required setback line and ex-
ceeding occupancy of lot area in a
2nd residence district; premises 54
Dayton Street;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of Newark,
that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there
any objectors?

(No response)

Commissioner Byrne: I move we
concur in the action of the Board of
Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Samuel Steinberg (Melrose Holding Corp., owner); for the storage of rags and junk in a 2nd business district; premises 37 Boyd Street (rear); such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objectors?

(No response).

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Red Seal Motors, Inc., owner; for the establishment and operation of an automobile sales station and car-washing building in a 2nd business district; premises 418-422 Bloomfield Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application for an automobile sales station. Are there any objectors?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented the appli-

cation of Corpus Lomino for permit to display fireworks on May 26, 1940, and Sheffield Street, between the hours of 9 A. M. and 8 P. M.

Ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, Society of Corpus Domini, a non-pecuniary corporation under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of Corpus Christi under the auspices of St. Lucy's Roman Catholic Church of Newark, N. J., has made application for a permit for fireworks on Sheffield Street, on Sunday, May 26th, 1940, between the hours of 9 A. M. and 8 P. M.; and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Commissioner of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that permission is hereby granted to Society of Corpus Domini, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of Corpus Christi, under the auspices of St. Lucy's Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of Three thousand dollars (\$3,000) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e, Franklin, Murphy.

WHEREAS, an application has been made to The City of Newark by Society of Corpus Domini, a nonpecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of Corpus Christi, under the auspices of St. Lucy's Roman Catholic Church of Newark, N. J., on May 26th, 1940, on Sheffield Street, Newark; and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been furnished by Alexander Zarillo, trading as Neptune Fireworks, and Society of Corpus Domini, as principals, and Indemnity Insurance Company of North America, (Philadelphia), as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said bond be approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Acting Mayor Murphy: Due to the absence of one member of the Commission there will be no voting today to fill the vacancy on the Commission. In accordance with my policy I will also withhold the placing on record of the reorganization resolutions.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

The Board of Commissioners of
The City of Newark, N. J.

APPROVED:

H. S. REICHENSTEIN,
City Clerk.

VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

Newark, N. J., May 29, 1940

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

President: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading:

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey," adopted July 15th, 1924.

The Board of Commissioners of the City of Newark, Do Ordain:

1. That Section 11 of an Ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, be and the

same is hereby amended to read as follows:

"Sec. 11—When Buildings may be Altered.

1. Frame buildings in "Business" and "Industrial" Districts, formerly used in whole or in part as residence buildings, may be altered so as to include stores in the ground stories only, provided no such buildings shall be more than three stories high.

II. Such portions of frame buildings not over three stories high, formerly used for "Business" may be altered, provided the business portions are not extended within the frame structures above the ground or first stories, and also provided the stairways and safeguards against spread of fire are as follows:

The basements or cellars of buildings used for business above the ground stories shall be sprinklered in accord with Section 364.

The stairways in frame buildings used above the ground stories for business shall be as specified in Section 304, par. 1, 11, and 11i.

All stairs shall be of non-combustible materials, and stair enclosures shall be of masonry not less than 8 inches thick.

In buildings each having an area of not more than 3,000 feet, one stairway such as specified in Section 306 will be permitted in lieu of the requirements of Sec. 304.

2. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

3. This ordinance shall take effect upon final passage and publication in accordance with the law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that June 12th, 1940, at 11 A. M., Daylight Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance appropriating \$600,000 for School Purposes and providing for the issuance of notes to meet such appropriation.

WHEREAS, The Board of Education of the City of Newark has by resolutions duly adopted, decided that it is necessary to raise money for the purposes hereinafter set forth, and has prepared and delivered to each member of the Board of School Estimate of said City a statement of the

amount of money estimated to be necessary for each of said purposes; and,

WHEREAS, said Board of School Estimate has duly considered such statements so made by the Board of Education and has, by resolutions duly adopted, fixed and determined the amount necessary for each of said purposes, and has made two certificates of each of such amounts and has delivered one of each of such certificates to the Board of Education and the other to the Board of Commissioners; and,

WHEREAS, the amount of money estimated by said Board of Education to be necessary for each of said purposes and the amount fixed and determined by said Board of School Estimate as the amount necessary for said purpose is the respective amount stated in Section 1 of this ordinance: NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. Pursuant to Article 8 of Chapter 6 of Title 18 of the Revised Statutes of New Jersey the following sums are hereby appropriated to the following purposes respectively, viz.:

(1) The erection of a new building to replace the existing Dayton Street School, tentatively consisting of two (2) stories and basement, containing ten (10) classrooms, kindergarten, auditorium, gymnasium, shop, home economics room, principal's office, health office, teachers' rooms, lavatories, etc., including the acquisition of necessary land, Architect's fees and contingencies\$285,000.00

(2) Original equipment required for such new Dayton Street School building\$17,000.00

(3) Major alterations, improve-

ments and repairs to the existing Belmont Avenue School building, to convert the structure to meet with high school requirements, including major alterations and improvements, such as structure steel work, remodeling the building practically throughout, including new lavatories, kitchen, cafeteria, home economics rooms, stock room, principal's office, nurse's and teachers' rooms, an entirely new gymnasium, etc., including Architect's fees and contingencies\$273,000.00

(4) New equipment required for such Belmont Avenue School building\$25,000.00

Section 2. Such appropriation shall be met in part from moneys amounting to \$15,000 which have been appropriated for such purposes in the budget heretofore adopted for said City for the fiscal year beginning January 1, 1940.

Section 3. The determination whether the remainder of said sums so appropriated, amounting to \$585,000, shall be levied and collected or borrowed upon bonds is hereby postponed and promissory notes of the City of Newark shall be issued, pursuant to Section 18:6-73 of the Revised Statutes, in anticipation of either the levy or collection of taxes or the authorization or sale of permanent bonds, as may subsequently be determined.

Section 4. Said promissory notes may be issued either all at one time or from time to time, as the proceeds may be required by the Board of Education. The aggregate principal amount of such notes shall not exceed \$585,000. All such notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum and each of said notes shall mature in not exceeding one year from its date. Such notes may be renewed from time to time but renewal notes shall mature in not exceeding

three years from the date of the original notes for the renewal of which they are issued.

Section 5. Each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor, and the corporate seal of said City shall be affixed to each of said notes and attested by the City Clerk. All matters with respect to said notes not determined by this ordinance shall be determined by said Director of the Department of Revenue and Finance.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the Public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Mayor Ellenstein.

Naye: Commissioner Byrne.

The Clerk then read the ordinance by sections:

Title declared open to amendment.
Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Franklin moved that the ordinance be taken up on third and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy moved that the title of "An Ordinance appropriating \$600,000 for School Purposes and

providing for the issuance of notes to meet such appropriation," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The Clerk then read the title of the ordinance as follows:

An Ordinance appropriating \$600,000 for School Purposes and providing for the issuance of notes to meet such appropriation.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The City Clerk presented An Ordinance providing for the vacation of all that part of North Fifth Street, also known as Fifth Street, as the same is laid out 80 feet wide on a map entitled, Map of Property of the Forest Park Realty Co., situated at Forest Hill, Newark, N. J., made March, 1907, by Lehlbach Brothers, Civil Engineers and Surveyors, Newark, N. J., extending from the easterly right of way line of the Morris Canal northerly about 580 feet to the southerly right of way line of the Orange Branch of the Erie Railroad, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance providing for the vacation of all that part of North Fifth Street, also known as Fifth Street, as the same is laid out 60 feet wide on a map entitled, Map of Property of the Forest Park Realty Co., situated at Forest Hill, Newark, N. J., made March, 1907, by Lehlbach Brothers, Civil Engineers and Surveyors, Newark, N. J., extending from the easterly right of way line of the Morris Canal northerly about 580 feet to the southerly right of way line of the Orange Branch of the Erie Railroad," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of all that part of North Fifth Street, also known as Fifth Street, as the same is laid out 60 feet wide on a map entitled, Map of Property of the Forest Park Realty Co., situated at Forest Hill, Newark, N. J., made March, 1907, by Lehlbach Brothers, Civil Engineers and Surveyors, Newark, N. J., extending from the easterly right of way line of the Morris Canal northerly about 580 feet to the southerly right of way line of the Orange Branch of the Erie Railroad.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require the employment of workers at prevailing wage and upon an eight hour day basis upon all contracts of the City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature, and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced for information.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance requiring the Union label on all stationery and printing, and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced on information.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend Section 4 of an ordinance entitled 'An Ordinance regulating the sale and distribution of milk, cream and milk products, in The City of Newark,' adopted

ed July 1, 1931," adopted September 14, 1938, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

The following persons appeared and talked on the Ordinance; Mr. C. Wallace Vail, Charles Shankroff, Health Officer, Dr. Craster, Samuel Sharwell, Joseph Naroden, Harold T. Woodruff.

Commissioner Franklin: I move adoption of the ordinance.

Mayor Ellenstein: Is there a second?

Well, what is the disposition of the Commission?

Commissioner Franklin: I said, I move adoption of the ordinance.

Mayor Ellenstein: Apparently there isn't any second to it.

Well, what is the disposition of the Commission? Has any member of the Commission any views on the ordinance?

Commissioner Byrne: I move that the ordaining clause be stricken out.

Mayor Ellenstein: Is there a second to that?

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: I certainly see no point in striking the ordaining clause of an ordinance that is recommended by the Health Officer of the City and a man who has been in charge of milk supervision for thirty-five years,

and which meets with the approval of so many in the milk industry. So that leaves the ordinance in abeyance.

The City Clerk: It lays on the table.

Mayor Ellenstein: The ordaining clause has not been stricken. It will require several Philadelphia lawyers to determine what the legal status of the ordinance is.

The City Clerk: It lays on the table, Mr. Mayor, awaiting future action.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Two Hundred Nine Dollars and One Cent (\$209.01) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

W. P. A. Tax Revaluation
Project 7185-O Sub A-6\$209.01

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-three Thousand Eight Hundred Fifty-one Dollars and Eight Cents (\$63,851.08) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:
Remissions—Prior Years

Taxes Granted by State

Board of Tax Appeals \$63,851.08

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Seventy-eight Dollars and Ninety-seven Cents (\$978.97) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$254.85
First District Court	9.45
Second District Court	125.00
Sinking Fund Commission	63.18
Maintenance Foreclosed	
Property	10.51
Reserve for Overpayment	
Tax Receiver	178.22
Reserve for Overpayment	
Comptroller	337.76
	<hr/>
	\$978.97

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Four Hundred Seventy-four Dollars and Fifty-one Cents (\$4,474.51) be and the same is hereby appropriated to persons named on the annexed certified list being the bills

and claims of the Department of Revenue and Finance as follows:

Reserve for Liabilities	
Tax Receiver	\$ 3,990.31
Addressograph Division	356.25
Auditor's Office	35.00
Bookkeeping Division .....	.45
Counter Division	90.00
First District Court	2.50
	<hr/>
	\$ 4,474.51

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Thirty-one Thousand Two Hundred Ninety-two Dollars and Twenty-six Cents (\$31,292.26) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public works, as follows:

Newark City Hospital	\$ 27,009.69
Newark City Alms House	
(1939 Reserve for	
Liabilities)	402.78
Ivy Hill Power Plant	2,279.14
Outdoor Poor Department	20.00
U. S. Health Sanitation	
Account	115.17
City Hospital WPA Project	
5410-7	797.94
Newark City Hospital	
(1939 Reserve for Lia-	
bilities)	667.54
	<hr/>
	\$31,292.26

Pearce R. Franklin
M. Ellenstein

Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Four Hundred Forty-six Dollars and Seven Cents (\$3,446.07) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Parks and Public Property, as follows:

Public Buildings	\$3,446.07
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Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Eight Hundred Ten Dollars and Twenty Cents (\$3,810.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 22nd and May 25th, 1940, as follows:

Shade Tree	\$2,236.20
Public Buildings	1,574.00
	<hr/>
	\$3,810.20

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twenty-three Dollars and Fifty Cents (\$23.50) be and the same hereby is appropriated to the person named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction
Hayes Park East—WPA
Project 6069-7\$23.50
Reserve for Liabilities

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand One Hundred Dollars and Eight Cents (\$17,100.08) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
WPA Project 6926-7\$16,862.42
Sewer Construction
WPA Project 6951-7 237.66
\$17,100.08

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand One Hundred Eighty-seven Dollars and Thirty-two Cents (\$5,187.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction Clifton Ave., WPA Project 6069-7	\$ 989.56
Swimming Pool Construction, Hayes Park East WPA Project 6069-7	64.00
Swimming Pool Construction, Hayes Park West WPA Project 6069-7	35.00
Swimming Pool Construction, Clifton Ave., WPA Project 6069	56.00
Swimming Pool Construction, Hayes Park East, WPA Project 6069-7	1,869.16
Swimming Pool Construction, Hayes Park West WPA Project 6069-7	1,059.51
Swimming Pool Construction, Boylan Street WPA Project 6069-7	1,114.09
	<hr/>
	\$ 5,187.32

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes

Yeas: Commissioners Murphy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Eight Dollars and Ninety-eight Cents (\$8.98) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors (Year 1939)\$8.98
Reserve for Liabilities.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Two Hundred Forty-five Dollars (\$2,245.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$2,245.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Ninety-eight Dollars

and Fifty-four Cents (\$298.54) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$298.54

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Thousand Five Hundred Twenty Dollars and Fifteen Cents (\$38,520.15) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending May 22nd, 1940:

Port Newark Operations	\$ 2,580.05
Bureau of Motors	2,590.22
Bureau of Streets	2,077.98
Bureau of Streets	1,037.86
House Sewer Connections ..	313.53
Bureau of Street Cleaning ..	20,704.36
Street Construction	466.63
Bureau of Water	8,749.52
	<hr/>
	\$38,520.15

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty Thousand Eight Hundred Ten Dollars and Eighty-seven Cents (\$30,810.87) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 25,244.93
Port Newark Operations	2,253.38
Industrial Commission	570.40
Elections	1,438.75
Primary Election	113.00
Water	708.25
Attendance — Car and Relief of Indigent Children	482.16
	<hr/>
	\$ 30,810.87

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Seventeen Thousand Three Hundred Eighty-two Dollars and Seventy-two Cents (\$217,382.72) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from May 1st, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,307.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,104.16
Second Criminal Court ..	610.39
Third Criminal Court . . .	354.16

Night Police Court	312.49
Fire Division	78,591.14
Police Division	129,908.03
	<hr/>
	\$217,382.72

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the sum of One Hundred Four Dollars and Fifty-six Cents (\$104.56) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
License Division	89.56
	<hr/>
	\$104.56

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the sum of Five Hundred Twenty-five Dollars (\$525.00) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$ 25.00
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Municipal Board of Alcoholic
Beverage Control 500.00
\$525.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the sum of Twenty-five Dollars (\$25.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport\$25.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Five Hundred Nineteen Dollars and Forty-four Cents (\$2,519.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer,
Emergency semi-monthly payroll,
period March 14th, March 24, 1940:

Bureau of Street Cleaning
(Snow Removal)\$2,519.44

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on the 1st day of May, 1940, Bond Anticipation Notes of said City of the aggregate principal amount of \$80,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the

City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and Statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Rose Trench is the widow of Michael Trench who was an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of her real estate, but failed to obtain same for the year 1939; and,

WHEREAS, the said Rose Trench is still living in widowhood; and.

WHEREAS, On October 1st, 1938, Rose Trench was the owner of record of premises known and designated as Block 2072, Lot 27, 129 Magazine Street, Newark, New Jersey, which was assessed at a valuation of \$4,000, tax \$182.00;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark, that the said Rose Trench be granted exemption of \$500.00, tax \$22.75; for 1939 from the assessed valuation on her property known as Block 2072, Lot 27, 129 Magazine Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Nora McKernan is the widow of John G. McKernan who was an honorably discharged veteran and is entitled to an annual exemption of \$300.00 from the assessed value of her real estate, but failed to obtain same for the year 1939; and,

WHEREAS, the said Nora McKernan still is living in widowhood; and,

WHEREAS, On October 1st, 1933 Nora McKernan was the owner of record of premises known and designated as Block 2828, Lot 17, 277 High Street, Newark, New Jersey, which was assessed at a valuation of \$5,800.00; tax \$263.90;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Nora McKernan be granted exemption of

\$300.00, tax \$13.65 for 1939 from the assessed valuation on her property known as Block 2828 Lot 17, 277 High Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Lina Fleming is the widow of Hayden F. Fleming who was an honorably discharged veteran and is entitled to an annual exemption of \$300.00 from the assessed value of her real estate, but failed to obtain same for the year 1939; and,

WHEREAS the said Lina Fleming is still living in widowhood; and,

WHEREAS, on October 1st, 1938, Lina Fleming was the owner of record of premises known and designated as Block 4184, Lot 25, 59-61 Monticello Avenue, Newark, New Jersey, which was assessed at a valuation of \$8,400.00, tax \$382.20;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark, that the said Lina Fleming be granted exemption of \$300.00, tax \$13.65 for 1939 for 1939 from the assessed valuation on her property known as Block 4184, Lot 25, 109 Polk Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Teresa Carridi, is the widow of Bruno Carridi who was an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of her real estate, but failed to obtain same for the year 1939; and,

WHEREAS, the said Teresa Carridi is still living in widowhood; and,

WHEREAS, On October 1st, 1937 Teresa Carridi was the owner of record of premises known and designated as Block 943, Lot 51, 6 Warwick Street, Newark, New Jersey, which was assessed at a valuation of \$2,800.00, tax \$129.08;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said Teresa Carridi be granted exemption of \$500.00, tax \$23.05 for 1938 from the assessed valuation on her property known as Block 943, Lot 51, 6 Warwick Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Columbus Hospital, a

charitable institution, located at 466-576 North 12th Street, Newark, N. J. has presented to the city of Newark a claim, in the sum of \$6,079.08, for hospitalization services due from the City to said Hospital, for the care of indigent sick of the City of Newark, which claim covers the period 1933-1935, an itemized account of said claim being attached hereto and made part hereof; and,

WHEREAS, the City of Newark claims that there is due from said Columbus Hospital to the City of Newark the sum of \$5,304.70—representing real estate taxes levied and unpaid, including interest and penalties, covering the property of said Hospital, about mentioned, as follows:

Property—466-476 North 12th St. (165 feet 4 inches by 200 feet; 165 feet 4 inches on North 13th Street) Block 650, Lot 22.

Owned by Columbus Hospital (a corporation)

	Amount due
1934 tax, sold to City	
10/1/35, certif. 28266—	
Cost	\$2,088.85
Foreclose fee	1.00
Interest	777.50
Can. fee .....	.50
	<hr/>
	\$2,867.85

1935 Tax	Interest	
\$473.59	\$201.51	
473.59	192.31	
398.33	153.67	
398.33	145.52	
<hr/>	<hr/>	
\$1,743.84	\$693.01	2,436.85

Due May 29, 1940 Total \$5,304.70

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the claim of Columbus Hospital against the City of Newark, for the care of indigent sick of the City of

Newark, for the period 1933-1935, inclusive, in the sum of \$6,079.08, be compromised, settled and paid as follows:

1. That the claim for hospitalization, in the sum of \$6,079.08, be reduced and settled for \$5,304.70 provided, however, that upon the payment of said sum of \$5,304.70 by the City to said Columbus Hospital said Hospital, in turn, immediately pay over to said City of Newark, said sum of \$5,304.70, in full settlement of taxes, interest and penalties against the aforesaid property of Columbus Hospital for the years 1934, 1935;

2. That upon the carrying out of the above mentioned agreement the claim of Columbus Hospital against the City of Newark be considered fully paid and satisfied;

3. That upon the carrying out of said agreement taxes for the years 1934, 1935, including interest and penalties levied against the aforesaid property be fully paid and satisfied on the tax records of the City of Newark; and,

BE IT FURTHER RESOLVED that the sum of \$5,304.70, be and the same is hereby appropriated from the Contingent Fund of the City of Newark; said sum to be paid to said Columbus Hospital upon receipt of General Release of the claims aforesaid; and said check to be turned over to the City for the discharge, on the City records of the taxes aforesaid, above itemized; proper discharge of said taxes, interest and penalties to be given to said Hospital; all approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, by resolution adopted by the Board of Commissioners of the City of Newark on May 1, 1940, funds were provided for the purchase, sale and distribution of Orange and Blue Stamps which are to be purchased, sold and distributed by the City of Newark through arrangement with the Federal Surplus Commodities Corporation, and the State Financial Assistance Commission for the purpose of providing additional food supplies for W. P. A. workers, old age assistance, and aid to dependent children, and others receiving aid from the various governmental agencies; and

WHEREAS, the sum of One hundred fifty thousand dollars (\$150,000) has been made available for the aforesaid purpose; and

WHEREAS, the said Orange and Blue stamps will be sold and distributed by the Director of the Department of Public Works.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance, be and he is hereby authorized and directed to transfer and pay to the Director of the Department of Public Works, the said sum of One hundred fifty thousand dollars (\$150,000), to be used by the Director of the Department of Public Works as a revolving fund for the purchase and repurchase of the Orange and Blue Stamps for the purposes above mentioned; and

BE IT FURTHER RESOLVED, that the Director of the Department

of Public Works be and he is hereby authorized and empowered to make the necessary purchase, repurchase, sale and distribution of the said Orange and Blue stamps with the aforesaid One hundred and fifty thousand dollars (\$150,000), and such funds as he may receive from the sale of the said stamps, to the various people aforesaid mentioned; and

BE IT FURTHER RESOLVED, That the Director of the Department of Public Works be and he is hereby authorized and empowered to establish a bank account in such bank in the City of Newark as he may determine for the depositing of any and all funds received from the sale of such Orange and Blue stamps, and to use such funds for the purchasing of the Orange and Blue stamps.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property did publicly advertise and receive bids for the leasing of the vacant land situated at 306-8 Elizabeth Avenue, owned by The City of Newark, on May 20, 1940, for a term of five (5) years, with option to renew for an additional period of five (5) years, according to specifications on file in his office; and,

WHEREAS, the highest responsible bidder is Leo Bauman at an annual rental of \$1,900.00 for each year of

the said 5-year period, to commence September 1, 1940, the premises to be used as a site for a lunch-wagon (dining car); and,

WHEREAS, the present tenant, Eli Marcus, having a month to month tenancy, at \$75.00 per month, has expressed a desire to terminate his tenancy on July 1, 1940, and in accordance with which desire notice is being given by the Director of the Department of Parks and Public Property to the tenant to terminate said tenancy on July 1, 1940; and,

WHEREAS, the successful bidder, Leo Bauman, desires to go into possession of the premises on July 1, 1940, and has agreed to pay a rental of \$75.00 per month for the months of July and August; and

WHEREAS, the said Director of the Department of Parks and Public Property recommends that the City do so for the said two months, the 5-year lease to start on September 1, 1940;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and is hereby authorized to enter into an agreement with the aforesaid Leo Bauman for the leasing of the aforesaid premises, for use only as a site for a lunch-wagon (dining car), for a period of five (5) years, at an annual rental of \$1,900, with an option to renew for a period of five (5) years; and also to enter into an agreement for the rental of the premises for July and August, 1940, at a monthly rental of \$75.00 per month; the lease to be in form approved by the Law Department. The five (5) year lease to have a sixty (60) day recapture clause.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, there are materials, equipment and supplies remaining from the discontinued Newark City Home, Department of Public Works, and certain of that equipment, materials and supplies may properly be used in other units of the said Department of Public Works, that is, the dental equipment can conveniently be used in the Department of Health, chairs in the Federal Food Stamp Bureau now being organized, boys' uniforms for distribution to relief clients, piece goods to be used at the City Hospital, etc.; and,

WHEREAS, the Director of the Department of Public Works deems it for the best interests of the City that such equipment, materials and supplies, wherever usable, be transferred to other units of the Department, and particularly as aforesaid;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to transfer the aforesaid property of the discontinued City Home to said other units of the Department, for the purposes as hereinbefore set forth.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the contract for the construction of Section 2 of the Seventh Street Aqueduct consisting of Tunnel and 48-inch Steel Pipe under the D., L. & W. Railroad in Newark, New Jersey (Contract 41—Division of Water) be and the same hereby is awarded to C. Salvatore and Company, Incorporated, 390 High Street, Orange, New Jersey, he being the lowest formal bidder, the amount of his bid based on the estimated quantities being \$46,318.00; and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark a proper contract covering said work.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED by the Board of Commissioners of the City of Newark, that Meyer C. Ellenstein, Mayor of the City of Newark, be and he is hereby authorized to enter into an agreement on behalf of the City of Newark, with the Borough of Essex Fells, a municipal corporation of the State of New Jersey, for permitting said Borough of Essex Fells to participate in the facilities of the Police Broadcasting Station maintained and operated by said The City of Newark, and the maintenance of the broadcasting and reception of services between the parties herein, over Radio Station WQIE, operated by the Police Division of the Department of Public Safety of the City of Newark, for the term of one year from May 1, 1940

to May 1, 1941, at an annual rental of \$28.21 payable in advance at the date of the signing of said contract, copy of which contract is hereto attached and made a part hereof, and the Mayor of the City of Newark, and the City Clerk are hereby directed and authorized to sign said contract, on behalf of said The City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED by the Board of Commissioners of the City of Newark, that Meyer C. Ellenstein, Mayor of the City of Newark, be and he is hereby authorized to enter into an agreement, on behalf of the City of Newark, with the Village of South Orange, a municipal corporation of the State of New Jersey, for permitting said Village of South Orange to participate in the facilities of the Police Broadcasting Station maintained and operated by said The City of Newark, and the maintenance of the broadcasting and reception of services between the parties therein, over Radio Station WQIE, operated by the Police Division of the Department of Public Safety of the City of Newark, for the term of one year from April 1, 1940 to April 1, 1941, at an annual rental of \$347.20 payable in advance at the date of the signing of said contract, copy of which contract is hereto attached and made a part hereof, and the Mayor of the City of Newark and the City Clerk thereof are hereby directed and authorized to sign said contract, on behalf of said The City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Meyer C. Ellenstein, Mayor of the City of Newark, be and he is hereby authorized to enter into an agreement, on behalf of the City of Newark, with the Town of Irvington, a municipal corporation of the State of New Jersey, for permitting said Town of Irvington to participate in the facilities of the Police Broadcasting Station maintained and operated by said The City of Newark, and the maintenance of the broadcasting and reception of services between the parties therein, over Radio Station WQIE, operated by the Police Division of the Department of Public Safety of the City of Newark, for the term of one year from June 10th, 1940 to July 10th, 1941, at an annual rental of \$1,476.60, payable in advance at the date of the signing of said contract, copy of which contract is hereto attached and made a part hereof; and the Mayor of the City of Newark, and the City Clerk are hereby directed and authorized to sign said contract, on behalf of said The City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Automatic valves and Air Vent Stack for 48" Aqueduct for Division of Water; Pig Lead for the Department of Public Affairs, Meats and Meat Products for the Department of Public Works; also for Cast Iron Meter and Traffic Control Boxes for the Department of Public Safety.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That sealed proposals received by the Department of Central Purchase on May 20, 1940, for furnishing and delivering Paper Cups, be and the same hereby are rejected, inasmuch as identical bids were received and specifications are to be revamped accordingly, therefore be it

FURTHER RESOLVED that the Department of Central Purchase be and it hereby is authorized and directed to re-advertise for sealed proposals for said Paper Cups.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7531 dated May 8, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

TIRE TRADING COMPANY—
Newark, N. J.

(Public Safety)

Approx. 30 New Type American Bosch Generators and Regulators @ \$38.50 each.

Allowance on old style Robert Bosch Generators @ \$5.50 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property solicited bids to furnish and install one (1) pair of Kalamein sash doors size 2 foot 7 inches by 7 foot 11 inches by 1½ inches thick, covered with No. 20 gauge galvanized iron, and to furnish and install a new strike plate, two chains and hooks, so that doors can be kept open, using present glass and hardware; and,

WHEREAS, S. Ackerman & Sons, Inc. was the lowest responsible bidder, for \$130.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property solicited and received bids for decorating the entire front of the City Hall and the reviewing stand for the Decoration Day parade; and,

WHEREAS, the lowest responsible bid is \$55.00, made by Suppa Bros.;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of

the Department of Parks and Public Property be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7531 dated May 8, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

FRANKLIN LUMBER COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 1,000 pcs. 2x10x12', No. 1
Common Fir @ \$38.70 MBF.

Approx 500 pcs 2x10x16', No. 1 Com-
mon Fir @ \$39.80 MBF.

Approx 700 pcs. 2x10x20', No. 1 Com-
mon Fir, @ \$39.80 MBF.

Approx. 6,000 sq. ft. 1x10 Ship Lap.
No. 1 Common Fir, Dressed 4
sides — random lengths @ \$40.30
MBF.

Approx 450 pcs. 2x4x12' No. 1 Com-
mon Fir, D-4-S @ \$38.70 MBF.

All to be grade marked by the As-
sociation producing the lumber.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7531 dated May 8, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property of Newark, are hereby authorized and directed to execute on the part

of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

C. G. WINANS COMPANY—
Newark, N. J.

(For all Departments excepting Revenue and Finance)

Approx. 500 cases Paper Towels, 30 pkgs. to case, 125 towels to pkg.

A—Standard Case Lots @ .0733 pkg.

B—Broken Case Lots @ .10 pkg.

Approx. 350 cases Toilet Tissue, 50 rolls to case, 2,000 sheets to roll, standard case lots @ .0681 roll.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7276 dated April 10, 1940, the Director of the Department of Public Works, publicly solicited, received and opened bids for the carting and furnishing all the labor and materials for refinishing and approximately Three Hundred Fifty (350) metal hospital beds for the Newark City Alms House;

WHEREAS, the Reliable Japanning

Company, have bid the sum of Three Dollars and Twenty-five Cents (\$3.25) each for the carting and refinishing of the beds, which proposal has been accepted as the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the proposals of said Reliable Japanning Company be and the same is hereby accepted and the contract awarded to the Reliable Japanning Company, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Nayes: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that under and by virtue of the authority of the provisions of the Alcoholic Beverage Law of the State of New Jersey, (Title 33, Intoxicating Liquors, Revised Statutes of New Jersey, 1937), that the resolution adopted September 20, 1934 by the Municipal Board of Alcoholic Beverage Control of the City of Newark, which reads as follows:

"Be It Resolved by the Municipal Board of Alcoholic Beverage Control of the City of Newark that pursuant

to the authority vested by an Act of the Legislature of the State of New Jersey, entitled an "Act Concerning Alcoholic Beverages" no person or persons, partnership, firm or corporation, licensed under the above act shall sell or serve any alcoholic beverage on any primary, general, or special election day, during the hours the polls are open for voting. No place or establishment licensed under the above act shall be open during the above prohibited hours, provided, however, that restaurants, drug stores, and establishments where the principal business is other than the sale of alcoholic beverages, may remain open during the above prohibited hours for such other purpose only;"

Be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that under and by virtue of the authority of the provisions of the Alcoholic Beverage Law of the State of New Jersey, (Title 33, Intoxicating Liquors, Revised Statutes of the State of New Jersey, 1937), the following regulations be and the same is hereby adopted:

"It shall not be permissible for the holder of a Plenary Retail Consumption License to employ any female as a hostess, to permit any female to act as a hostess or in any similar capacity, where the

principal business is the sale of alcoholic beverages."

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Salvatore A. Bontempo, Acting Director of the Department of Central Purchase, is a delegate to the National Convention of the National Association of Purchasing Agents, to be held at Cincinnati, Ohio, on June 3rd, 4th, 5th, and 6th, 1940;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that a sum not to exceed \$150.00 be and the same is hereby appropriated to Salvatore A. Bontempo, Acting Director of the Department of Central Purchase, for the purpose of defraying his expenses in attending the aforesaid Convention.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

OFFICE OF THE CITY CLERK
CITY HALL
NEWARK, N J

May 29, 1940.

To The Board of Commissioners
of the City of Newark, N. J.

Gentlemen:

Because of the disability and absence of Martin G. Bross, Deputy City Clerk, it is necessary that I designate some other person to act during my absence or disability, and I therefore designate Edward T. Stanton, Clerk in my office, to act as "Acting City Clerk," for the purpose of acting for me during my disability or absence from the office.

Very truly yours,
H. S. REICHENSTEIN,
City Clerk.

Ordered filed.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the disability and absence of Martin G. Bross, Deputy City Clerk, makes it necessary that some other person be designated to act during the absence or disability of the City Clerk, therefore be it.

RESOLVED, that Edward T. Stanton, Clerk in the City Clerk's Office, be and he is hereby designated to act as "Acting City Clerk," for the purpose of acting for the City Clerk during his disability or absence from his office.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, There are four vacan-

cies in the position of Mechanical Helper in the Department of Public Affairs, Bureau of Motors, and the said positions have been filled temporarily by four employees promoted from the position of Garageman, effective December 14, 1939, subject to the results of a promotional examination; and

WHEREAS, The Civil Service Commission has promulgated an eligible list as the result of a promotional examination held open to other permanent Garagemen in the competitive division of the Department of Public Affairs; and

WHEREAS, The appointment of the four Mechanical Helpers will strengthen the organization of the Bureau of Motors, at no increase in cost beyond their present salary;

THEREFORE, BE IT RESOLVED, That the following employees, whose names have been certified by the Civil Service Commission as being eligible, be and they hereby are permanently appointed to the position of Mechanical Helper in the Department of Public Affairs, Bureau of Motors, at a compensation of \$46.20 per week, the prevailing rate of wages, effective May 16, 1940:

Daniel Jordan
John C. Praizner
George A. Roth
John A. Del Mauro

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of June, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

James Crummy, Cleaner, granted a three months' extension of time on his leave of absence without pay, effective as of June 1st, 1940, as per his request. Louis F. Sojka, temporarily appointed Janitor, effective June 1st, 1940, at a salary of \$1,860.00 per annum. Mr. Sojka was formerly employed as Head Janitor in a temporary capacity, and is now being appointed as temporary Janitor to fill an existing vacancy.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Michael J. Lyons, Cleaner, two weeks, starting June 3, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the title of Tailor be and the same is hereby created in the Newark City Hospital, Department of Public Works, with the approval of the State Civil Service Commission, at an annual salary of \$1,980 effective June 1, 1940. The urgent need for a tailor in this institu-

tion is in connection with the uniforms of the doctors in the operating rooms, smocks for attendants in kitchen and dining rooms, bed jackets for patients, all of which heretofore were purchased ready-made. It is also advisable in connection with the vast amount of repairing of bed materials which is now inadequately undertaken by the W. P. A. Sewing Rooms. The intention is to transfer Albert M. Klemp, now under title of Industrial Tailor receiving a salary of \$1,980 at the Newark City Home to this position in the Newark City Hospital under the title of Tailor at the same salary, pursuant to certification by the State Civil Service Commission.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Mayor Ellenstein.

Nayes: Commissioner Byrne.

WHEREAS, on February 28, 1940, the Board of Commissioners of the City of Newark, on the recommendation of the Board of Adjustment dated February 27, 1940, adopted a resolution approving the construction and operation of a gasoline station including lubritorium on premises 549-553 Ferry Street; and

WHEREAS, the applicant, Charles Realty Company, Inc., owner, was unable to proceed with the construction within the allotted time; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that an extension of three months be granted to the said Charles Realty Company, Inc., for the commencement

of the aforesaid work, said extension to expire August 28, 1940.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received are read:

BOARD OF ADJUSTMENT
ROOM 312
City Hall
Newark, New Jersey

May 28, 1940.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

Under date of April 9, 1940, this Board recommended in writing in accordance with Paragraph 4, Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) the approval of the application of Henry C. Brockman (Gulf Oil Company, owner) for the rebuilding of a gasoline station; premises 487-495 Market Street. One of the conditions of approval included in the recommendation was that the driveways be not more than eighteen feet wide. The Board of Commissioners concurred in the above recommendation at its meeting of April 10, 1940.

At a meeting of the Board of Adjustment held this day, the above matter was reconsidered. By unanimous vote, the above condition was eliminated and the Board now recommends that this application be approved subject to the following conditions:

1. Same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans approved by this Board on May 28, 1940;

2. Such use to be limited to the period ending eight years from date of approval by the Board of Commissioners.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

Ordered filed.

The City Clerk: The Board of Adjustment refers to this Board eleven matters. Four are renewals and there are six requests for a suspension of the rules.

Mayor Ellenstein: Was there any opposition?

City Clerk: None at all.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Henry C. Brock-

man (Gulf Oil Corporation, owner); for the rebuilding of a gasoline station (enlargement and reconstruction of present gasoline station to include lubritorium and automobile laundry) In a 1st industrial district; premises 489-495 Market Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans approved by the said Board on May 28, 1940; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communications was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

May 28, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinances be allowed:

501-505 Washington Street; Standard Oil Co. of N. J.; in a 2nd business district the extension of area and alterations to an existing gasoline station; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

41-45 Mulberry Street and 46 Park Street; Robert Treat Garage; in a 1st industrial district, the establishment and operation of an automobile parking station; same to be maintained and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of one year; (No objectors);

47-51 William Street; Anthony DiGirolamo; in a 2nd business district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of one year; (No objectors);

974-988 McCarter Highway; Emil Gelber; in a 1st industrial district the addition of lubritorium and automobile laundry to present gasoline station; same to be constructed

and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

301-303 Warren Street; Joseph Citrano; in a 1st business district the construction and operation of a gasoline station, including lubritorium and automobile repair shop; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

*57 Rutgers Street; Louis Garmoney; renewal of permit for retail ice depot; such use to be limited to the period of two years ending May 22, 1942;

*456 Lyons Avenue; Vincent Zambolo; renewal of permit for motor oil sales station such use to be limited to the period of one year ending May 8, 1941;

*793 Summer Avenue; Nick Ricca, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 5, 1942;

374-380 Elizabeth Avenue; Lincoln Auto Sales; in a 1st industrial district the establishment and operation of an automobile sales station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of one year; (No objectors);

*17-33 Edison Place; Star Parking Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 6, 1941;

406-412 Broad Street; Cities Ser-

vice Oil Co., owner; in a 2nd business district the reconstruction of gasoline station so as to include lubritorium, automobile laundry and office; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

Ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Louis Garmoney (Alert Building and Loan Association, owner); for the renewal of permit for retail ice depot; premises 57 Rutgers Street; such use to be limited to the period of two years ending May 22, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Vincent Zambello (Minahan Realty Co., owner); for the renewal of permit for motor oil sales station; premises 456 Lyons Avenue; such use to be limited to the period of one year ending May 8, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Nick Ricca, owner; for the renewal of permit for retail ice depot; premises 793 Summer Avenue; such use to be limited to the period of two years ending June 5, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Star Parking Company (Mary E. Turnbull and Public Service Electric and Gas Company, owners); for the renewal of permit for automobile parking station; premises 17-33 Edison Place; such use to be limited to the period of one year ending June 6, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of

The City of Newark that the following structure or use be allowed:

Application of Cities Service Oil Co., owner; for the reconstruction of gasoline station so as to include lubritorium, automobile laundry and office in a 2nd business district; premises 406-412 Broad Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of

The City of Newark that the following structure or use be allowed:

Application of Lincoln Auto Sales (United Real Estate Company, owner); for the establishment and operation of an automobile sales station in a 1st industrial district; premises 374-380 Elizabeth Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending one year from date hereto;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of

The City of Newark that the following structure or use be allowed:

Application of Joseph Citrano (Mary Citrano, owner); for the construction and operation of a gasoline station, including lubritorium and automobile repair shop in a 1st business district; premises 301-303 Warren Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writ-

ing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Robert Treat Garage (owners; Sol DeVries, J. H. Ferdinand and Lydia McIlvaine); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 41-45 Mulberry Street and 46 Park Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writ-

ing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Standard Oil Company of New Jersey (Standard Oil Co. and Bloomfield Associates, Inc., owners); for the extension of area and alterations to an existing gasoline station in a 2nd business district; premises 501-505 Washington street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having consid-

ered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed:

Application of Emil Gelber (Ogden and Rector Parking Co., Inc., owner); for the addition of lubricatorium and automobile laundry to present gasoline station in a 1st industrial district; premises 974-988 McCarter Highway; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other references by the Zoning Board to the City Commission will take the usual

course and be heard one week from today.

The City Clerk: I have a communication under date of May 17, 1940, with a report, and I understand a copy of this has gone—this letter says, "I have forwarded individual reports to Commissioners Byrne, Franklin and Murphy."

Mayor Ellenstein: Since each one of the commissioners received a copy of this report, if there is no objection, it will simply be made a matter of record before the City Commission.

Commissioner Murphy: Of course, I have already mailed my answers to you. I don't know whether you had any chance to look at it or whether it was sent up this morning. Of course, I do not agree with the procedure that is being followed, as one member of the commission. Of course, everybody is entitled to his opinion.

Mayor Ellenstein: Of course, everybody is entitled to his opinion. However, the report has been made and presented to the City Commission formally, and the question now is as to whether or not the City Commission desires to have the report read or waive the reading of the report. Since each Commissioner has received a copy of the report, I thought by sending a copy of it to each Commissioner it would expedite the matter and avoid the necessity of reading the long communication.

I take it, there being no objection, the City Clerk will make a copy of the report submitted to each one of the Commissioners a part of the record.

Commissioner Byrne: I would like to say I signed that resolution so as not to hold up the payroll, but I would like to be assured by the Corporation Counsel, Mr. O'Brien, that I am right in doing that. I have signed the Mayor's payroll I don't know who is the certifying officer.

Mr. O'Brien: Did the Mayor certify it?

Commissioner Byrne: But I want to be sure I am legally right.

Mr. O'Brien: You are legally right as long as the certification is on it.

The following report was ordered made a part of the record:

"May 17, 1940.

"The the Board of Commissioners of the City of Newark, N. J.

"Gentlemen:

"In compliance with Section No. 5 of the Walsh Act (R. S. 40: 72-11. Mayor: Duties. The Mayor shall be president of the Board and shall preside at its meetings, supervise all departments and report to the Board for its action all matters requiring the attention of the Board or any department.) I am herewith submitting a report of policies invoked since supervising the Department of Public Safety.

"On April 16, 1940 I called a conference at my office of division heads of the Police Department. The following officials attended this conference:

Acting Director John B. Keenan,

Police Commissioner George E. Kean,

Chief of Police John F. Harris,

Deputy Chief Philip Sebold,

Deputy Chief John Haller,

Inspector John A. Brady,

Inspector Matthew J. F. Bolger,

Captain William F. Gannon,

Administrative Clerk Samuel B. Finkelstein, in the capacity as head of the Radio Transmitter.

"As a result of said meeting and with the approval of all present General Order No. 1 was issued, copy of which is attached hereto.

"On April 17, 1940, in General Order No. 2, it was estimated that sixty-nine (69) men could be released for night patrol duty, it being the unanimous opinion of the division heads of the Police Department that one of the necessary things to be accomplished was the placing of as many foot patrolmen on the streets as possible. By said order, special details at the Post Office, Federal Buildings, Newark Airport and State agencies were eliminated and five (5) men released for night foot patrol duty. The Emergency Division, which consisted of two complete units was decreased to one unit, thus releasing twenty-four (24) additional men for night foot patrol duty. Police officers who are performing mechanical, electrical and clerical work will be released from duty at such time when it is possible to replace them with civilians. This will replace Patrolmen and release them for police duty and will add to the efficiency of the Police Department as well as prove a decided economic measure.

"General Order No. 3 was issued as a result of a conference held on April 17th and called for the compilation of statistics and for a survey of various units in the Police Division.

"On April 16, 1940 I wrote a letter to Acting Director John B. Keenan bringing to his attention the lack of meetings held by the Board of Public Safety and suggesting that the Board meet as soon as possible to dispose of approximately fifty (50) complaints which had accumulated.

"General Order No. 4 issued on

April 17, reduces the Arson Squad by half, as I was informed that the three (3) Firemen attached to this Squad are unnecessary to properly carry out its functions. Therefore, because of the claims made that the Fire Department is undermanned, said three Firemen were returned to active fire duty in the Fire Department.

"General Order No. 5, issued on April 22, called the attention of Acting Director Keenan to the fact that since July 1, 1926 no Police Department Manual had been published and that many police officers in service had never received a copy of the departmental rules and regulations. The order directs that a revision by properly qualified persons in the Department, be made and a new manual printed and distributed to every member in the Department.

"In order that better morale and discipline be maintained General Order No. 6 was issued which restored to the Chief of Police the power to suspend any member of the Police Department for violation of departmental rules.

"On May 7th another meeting was held with Police Department division heads in my office and in compliance with a recommendation made by Chief Harris, discussed and approved by all present, General Order No. 7 was issued. This order empowers the Chief of Police to transfer any member of the Department from one division or command to another at the request of a commanding officer, and further reassigns several units in the Police Department.

"General Order No. 8 was also issued as a result of the conference held on May 7th and provides for the retiring of three (3) Radio Cars. The districts formerly served by said cars have been taken up by other cars in adjoining areas. The retirement of

these three cars released twenty-one (21) additional men for night patrol duty.

"General Order No. 9, issued on May 7th, 1940, calls for report to be made on the service performed by the Financial District Squad of the Detective Bureau.

"General Order No. 10 issued on May 10th, instructs Police Commissioner Kaas to notify all superiors and ranking officers in the Police Department to disregard any orders issued by Acting Director Keenan and that only such orders as may be issued by me shall be effective, in accordance with a legal opinion given by Corporation Counsel O'Brien. This order was issued by me after a conference with all division and precinct heads of the Police Department.

"On May 11th, 1940, a communication was sent by me to Inspector John A. Brady, of the Police Department, notifying him that pending the recovery of Deputy Chief Frank E. Brex, Acting Deputy Director of the Department of Public Safety, and until further notice, that he is assigned as Assistant Supervisor in the Department of Public Safety, at the same time giving him a temporary leave of absence from his present duties of supervising the precincts in the Police Department. This communication was sent in compliance with Section 5 of the Walsh Act, and in concurrence with a legal opinion of Corporation Counsel O'Brien.

In compliance with this communication to Inspector Brady, General Orders No. 12 and 13 were issued to the Department notifying it that John A. Brady was designated as Assistant Supervisor in the Department of Public Safety.

"It is my belief that for the present, at least, and until further developments that Inspector Brady with his

vast experience in all phases of police work will carry out contemplated changes which will place the Police Department upon the high plane it should be. The Inspector has been a member of the Newark Police Department since 1907, filling the ranks of Patrolman, Sergeant, Lieutenant, Captain and Inspector. During this period he has had wide and detailed experience in all phases of police activity and he is constantly on the alert for new methods of police administration and is well known throughout the United States for his outstanding police work. He is a member of the International Association of Police Chiefs, a graduate of Rutgers University Scientific Crime Detection Course, a lecturer on police methods at the same University, and has taken a deep interest in social as well as criminal problems.

"I am attaching hereto copy of letter of resignation received from Acting Director John B. Keenan and a copy of my letter of acceptance thereof, both dated May 13th, 1940.

"On May 8th I issued General Order No. 1 to the Fire Department informing Chief Engineer Peter Kiernan that as of April 16th I assumed supervisory charge of the Department of Public Safety in accordance with Section 5 of the Walsh Act, and in concurrence with legal opinion of Corporation Counsel O'Brien, I notified Chief Engineer Kiernan that 'It is my hope to place the Newark Fire Department on a high plane as regards its efficiency, discipline and economy. You are, therefore, requested to forward to me, at your earliest convenience, any recommendations you have to suggest which would tend to increase the efficiency and discipline of your Department, of course with the thought in mind of resulting costs to the citizens and taxpayers of the city.'

'As a result of this notice to the Chief Engineer I received recommend-

ations and thereupon called a conference for Tuesday, May 14th. This meeting was attended by

Chief Engineer Peter Kiernan.

Deputy Chief Charles G. Burnett,

Deputy Chief Patrick S. Smith,

Deputy Chief John J. Wilkinson,

Battalion Chief Henry Kappel,

Battalion Chief William J. Saurwein,

Battalion Chief Harry J. Sommers,

Battalion Chief Charles E. Manger,

Battalion Chief James A. Burns,

Battalion Chief John P. Weeks,

Battalion Chief David J. Kinnear,

Battalion Chief Patrick Meehan,

Battalion Chief John M. Ruscheck,

Battalion Chief Joseph Gabriel,

Battalion Chief Herman O. Richter,

Battalion Chief Charles F. Cullen,

"At this conference the following recommendations were received, concurred in by all of the above, and are now being carried out:

"1—In 1930, when the last fireman was appointed, there were 726 fireman in the Department. Today, there are 529 firemen, a loss to the Department of 199 firemen through retirements, deaths, etc. The National Board of Fire Underwriters recommends that the Department be manned by no less than 578 firemen, 49 more than we have at the present time. The Board of Engineers of the Newark Fire Department recommends 588 firemen. The reason for this

quota is to properly man the several two-piece companies in the Department. The Board of Engineers quota is ten (10) more than that of the National Board of Fire Underwriters.

"2—It was recommended that the various captains and ten firemen doing clerical work in Headquarters and the Bureau of Combustibles and those doing utility work in the repair shop, be replaced by clerks and utility men. This will increase the fire-fighting personnel of the Department and will cut the operating expense due to the fact that captains receive an annual salary of \$3,200 and firemen \$2,500. All this work can be done by clerks and utility men at salaries in accordance with Civil Service gradings. At the present time we are short three (3) captains in the fire-fighting personnel. These vacancies can be filled by the above mentioned captains who at present are on special detail.

"3—It was urgently recommended that additional and necessary firemen be appointed as soon as possible to maintain the maximum of efficiency in the Fire Department.

"4—The immediate revision of the Department's book of rules and regulations was ordered. The last revision was made in 1926.

"5—It has been recommended that the fire prevention code, last amended in 1916, be revised and amended under the supervision of the Chief Engineer.

"6—It was further recommended that when revisions of the Department's book of rules and regulations and the fire prevention code has been completed that a copy of each be given to every member of the Department.

"7—The abolishment of several fire companies has resulted in many al-

terations and corrections to the present running schedule book with the result that it is now confusing. It has been recommended, in the interest of efficiency, that a new running schedule book be compiled immediately under the supervision of the Chief Engineer.

"8—It has been recommended that conferences of the heads of the various divisions of the Department of Public Safety be held periodically as it is my belief that such conferences will work for increased cooperation and efficiency.

"Very truly yours,
(Signed) M. C. Ellenstein,
Mayor."

COPY

CITY OF NEWARK, NEW JERSEY

John B. Keenan, Acting Director
Department of Public Safety

"May 13, 1940.

"Board of Commissioners of the
City of Newark.

"Gentlemen:

"I have consulted counsel with reference to 'General Order from the Mayor No. 11' informing me 'your designation as Acting Director of the Department of Public Safety is terminated.'

"My counsel informs me that the validity of my original designation as Acting Director of the Department of Public Safety of September 13, 1939, is open to legal question due to the ambiguity of the provisions of the Act under which my appointment was purported to be made.

"In view of this fact I deem it my duty to the citizens of the City of Newark not to continue to hold an of-

office, my title to which is open to legal doubt, particularly in circumstances such as confront the Department of Public Safety at this time, whereby my purported authority to administer this office has been interfered with to such an extent that perhaps this most important Department of the City government is being administered under divided authority.

"I have decided to notify you that I will not continue to administer the office of Acting Director of Public Safety on and after May 13th, 1940.

"Yours truly,
"John B. Keenan."

JBK:GM.
Hon. Meyer C. Ellenstein.

COPY

"May 13, 1940.

"Fire Commissioner John B. Keenan,
"Fire Division,
"Department of Public Safety,
"City Hall, Newark, New Jersey.

"Dear Sir:

"This will acknowledge your letter of May 12th in which you terminate your office as the purported Acting Director of Public Safety, to be effective as of May 13th.

"Acceptance of your decision is hereby affirmed with the understanding that you make recommendation to me of dispositions of the towing car trials, as you agreed to do at the conference held at my office, with the Police Commissioner, Chief of Police and other divisional heads on May 10th when I suggested that you inform Mr. McGlynn that it was imperative that he sum up his cases within five days, otherwise you would be compelled to make your decision without the summations he requested. You concurred in that suggestion.

"It is to be hoped that you will make no objections to this, since you yourself have stated that these preparations and hearings consumed months. Further delay is detrimental to the best interest of the Police Department and all concerned.

"Anticipating your cooperation with an early reply, I am,

"Very truly yours,
"Mayor."

THE CITY OF NEWARK,
NEW JERSEY
Meyer C. Ellenstein
Mayor

"General Order from the Mayor—
"No. 1—Supervision.

"April 16, 1940.

"Acting Director John B. Keenan,
"Department of Public Safety,
"City Hall,
"Newark, New Jersey.

"My dear Director:

"In pursuance to conference had this morning, you will issue orders making the following changes effective immediately:

"Police Commissioner Kane is to remain in his present status, but to be relieved of the Arson Squad and the Board of Adjustment Investigation Squad now under Acting Chief of Police Haller, and also the general Vice and Tavern Squads.

"Police Commissioner Kaas is to be assigned two men, as previously assigned to former Police Commissioners over a period of years. He shall have general supervisory authority.

"Chief of Police Harris is to retain the censorship of theatres, the tabulation bureau assignments for Night Police Court, and general su-

pervision of the entire Police Department.

"To be assigned to the present detective force under Acting Chief of Police Haller are:

Narcotic Squad

Missing Persons Squad—now under Deputy Chief Sebold.

Racket Squad and Radical and Alien Squads—now under Inspector Brady.

Arson Squad and Board of Adjustment Investigation—now under Police Commissioner Kaas.

Mendicant Squad—now under Chief Harris.

"To be assigned to Deputy Chief of Police Sebold:

Licensing and supervision of all taverns.

Emergency Division—now under Inspector Brady.

Franklin Street Garage—now under Inspector Brady.

Radio Maintenance and Sign Shop—now under Administrative Clerk Samuel Finkelstein.

Supervision of all automotive equipment, including maintenance, and gas and oil consumption.

"In addition to the above, under Deputy Chief of Police Sebold, there are 7 policemen now engaged in washing and servicing cars at the Franklin Street Garage who are to be released for night patrol duty, and replaced by utility men and mechanics either presently in the Department, or, if necessary, to be added to it.

"Inspector Brady is to remain in command of the Precincts, the Indus-

trial Squad, City Hall Special Details, and general vice conditions throughout the City, and to be relieved of the supervision of the Emergency Division and Franklin Street Garage which have been transferred to Deputy Chief Sebold.

"In the Radio Division, under Captain Gannon, the special Vice and Cambling Squad, which operates in plain clothes, is to be abolished.

"22 radio cars on patrol duty, and 3 superior officer's cars, also radio dispatchers are to remain under Captain Gannon.

"The radio transmitter is to remain under the charge of Administrative Clerk Finkelstein who has full knowledge of this functional activity.

"Very truly yours,
"(Signed) M. C. Ellenstein."

Mayor Ellenstein: We will now proceed.

Commissioner Murphy: I move you, Mr. Mayor, that the resolutions which are exactly the same as previously introduced, be recorded on the minutes with the vote of the Commission.

Mayor Ellenstein: And regarded as though they had been read by the City Clerk?

Commissioner Murphy: That is right.

A Resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Public Safety.

On roll call Commissioners Byrne

and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

Reports of City Officers for April, 1940, were received and ordered filed:

Superintendent of Weights and Measures for April, 1940.

Department of Buildings for April, 1940.

Clerk of First District Court for April, 1940.

Clerk of the Second District Court for April, 1940.

Superintendent of Alms House for April, 1940.

City Clerk (2) for April, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for April, 1940.

Thomas F. Guthrie, Chief Clerk Night Police Court, Traffic, for April, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for April, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for April, 1940.

Robert J. Beckley, Clerk, 3d Criminal Court, for April, 1940.

Elizabeth S. Lewis, Clerk Family Court, for April, 1940.

City Treasurer, for April, 1940.

Comptroller for April, 1940.

Report of City Treasurer for month of April, 1940.

City of Newark, New Jersey
Department of Revenue and Finance

May 1, 1940.

To the Honorable
The Commissioners of the City of
Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of April, 1940:

RECEIPTS

Cash on hand, March 31, 1940	\$3,161,218.22	
Received from Comptroller—April	2,220,932.32	
	<hr/>	\$5,382,150.54

DISBURSEMENTS

By Warrant	\$2,884,716.28	
Without Warrant	274,150.37	
Trans. to 1940 Relief	400,000.00	
	<hr/>	\$3,558,866.65
		<hr/>
Cash on hand April 30, 1940		\$1,823,283.89

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By: Joseph J. Kroehl.

Ordered filed.

MONTHLY STATEMENT OF CASH COLLECTIONS
CITY OF NEWARK
MONTH OF APRIL, 1940

Description:	April, 1939 Last Year's Month	April, 1939 Tot. to Date	% Col. Last Yr.	This Year's Month	April, 1940 Collections Tot. to Date	Budget Anticipation this Year	% Col. This Year
Licenses:							
Sale of Alcoholic Beverages\$	635.00	\$ 2,045.00	.0033	\$ 643.46	\$ 2,996.24	\$ 623,000.00	.0048
Ice Cream, Plumbing and Refuse	872.50	6,885.50	.7649	595.00	5,742.50	11,100.00	.5173
All other Licenses	9,264.53	62,293.99	.5455	13,059.60	62,465.74	116,000.00	.5385
Fees and Permits:							
Tax Search Fees	1,123.75	3,408.75	.4845	783.50	3,295.00	8,300.00	.3970
Building and Electrical Work Permits	1,910.73	6,734.46	.2336	2,786.86	10,573.55	31,900.00	.3315
Public Sewer Connection							
Tap Fees	30.00	60.00	.0451	80.00	1,480.00	2,500.00	.6167
Towels, Soap, Bathing Suits	1,664.39	4,163.45	.1961	2,431.43	3,424.73	20,700.00	.1655
Combustible, Moving Picture, Garage and	1,731.38	1,731.38	.3324	1,654.00	6,791.40	19,400.00	.3501
Miscellaneous Permits		5,307.06					
Receipts for Patients Treated....	1,750.08	7,120.28	.2613	2,151.23	9,460.40	22,600.00	.4186
Contribution by City of East Orange for Passaic Valley Sewer Maintenance		27,920.66	1.00		1,449.40	27,900.00	.0520
Jury Listing Fees	1,346.90	10,659.65	.2581	3,363.20	12,440.31	36,600.00	.3400
Animal, Chicken, Plumbing Permits		1,693.00			1,105.50		
And Miscellaneous Fees	599.50	599.50	.3199	2,569.00	4,554.50	10,000.00	.5660

Description	April, 1939		% Col. Last Yr.	April, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collections Tot. to Date		
Transcript Fees for Births, Deaths, Etc	512.80	2,371.55	.4050	558.55	2,544.55	5,800.00	.4387
Fines:							
Magistrates	9,747.90	32,460.55	.3690	6,245.90	23,029.45	84,500.00	.2725
Overdue and Lost Books .....	.....	6,237.27	.3118	3,333.15	6,739.37	21,200.00	.3179
Interest and Costs on Assessments	265.40	749.49	.0718	269.84	5,550.95	9,400.00	.5905
Interest and Costs on Taxes	46,116.69	164,903.89	.1902	33,454.57	136,117.27	640,000.00	.2127
State and Other Aid:							
Gas Tax Refund	2,546.61	10,045.62	.4963	.....	10,148.55	27,000.00	.7517
Public Lighting Reimbursement .....	.....	1,408.47	.4414	.....	1,408.47	5,600.00	.2515
Bill Board Tax .....	.....	2,511.00	1.00	.....	2,285.55	2,900.00	.1329
State Aid for Relief, 1938 .....	.....	.....	.....	.....	.....	.....	.....
Franchise and Gross Receipts Taxes of 1938	15.26	15.26	.0001	.....	77.10	375,753.34	.0002
Franchise Tax of 1939 .....	.....	1,081.46	.0016	.....	1,095.39	685,513.00	.0016
Gross Receipts Taxes of 1939 .....	.....	.....	.....	.....	.....	710,391.00	.....
Bus Receipts Tax: 5% Trolley .....	.....	.....	.....	.....	.....	21,300.00	.....
Jitney Tax	26,615.63	96,260.96	.4222	21,668.20	85,046.74	253,400.00	.3356
Leases and Rentals:							
City Owned Property	10,331.00	48,496.50	.3279	20,456.82	56,860.63	162,500.00	.3500
Rent: Army Base	8,333.33	33,333.33	.3333	8,333.33	33,333.33	100,000.00	.3333
Rent: City Railway .....	.....	.....	.....	.....	.....	120,000.00	.....
Reimbursement: Lighting Inspectors salary .....	.....	.....	.....	.....	1,500.00	1,500.00	1.00

Description	April, 1939 Last Year's Month	April, 1939 Tot. to Date	% Col. Last Yr.	April, 1940 This Year's Month	April, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Total Miscellaneous Revenues							
Anticipated:							
Real Estate Arrears: "Regular"	361,557.49	1,755,532.56	.....	297,411.38	1,512,213.26)	4,484,707.00	.....
Personal Arrears	168,022.41	332,136.27)	.3445	39,279.23	155,300.94)	.....	.3718
Tax Title Licns:							
Real Estate Taxes	40,035.32	136,652.54	.2112	31,082.03	128,905.59	489,512.00	.2779
Interest and Costs:							
Lien Certificates	2,612.55	9,141.27	.....	1,250.24	7,113.67	.....	.....
Special Items of General Revenue	766.42	5,103.70	.....	.....	413.25	.....	.....
Leases and Rentals of City							
Owned Property	530.16	530.16	.....	.....	6,740.00	.....	.....
Smoke Abatement Bureau Fees	125.00	125.00	.....	.....	.....	.....	.....
U. S. Health San. a/c	160.00	160.00	.....	1,725.00	3,500.00	.....	.....
Cr. Director's Office							
Department Public Works					30.00	.....	.....
Foreclosed Property Rents	50.00	50.00	.....	.....	.....	.....	.....
Farmers Market Fees	725.00	725.00	.....	.....	.....	.....	.....
Current Tax Collections	1,443,789.79	8,965,419.45	.2377	1,210,306.22	1,869,272.86	36,343,298.61	.3266
Miscellaneous Revenue Not							
Anticipated		2,180.56	.....	103.89	605.23	.....	.....
Alms House					60.00	.....	.....
City Home				72.17	261.29	.....	.....
Police Department				44.64	174.41	.....	.....
Street Cleaning				8.88	28.83	.....	.....
Board of Adjustment				2,936.16	4,052.50	.....	.....
Other							
Dedicated Revenue: 1939 Co.							
Board Rm.		34,222.56	.1553	1,439.55	27,829.86	346,495.00	.0803
Newark Airport	9,707.33						

Description	April, 1939		% Col. Last Yr.	April, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collections Tot. to Date		
Bureau of Water	218,222.25	814,843.32	3173	213,409.16	836,409.12	2,689,728.04	.3110
Bureau of Docks	7,142.12	38,526.91	.3398	9,416.75	39,250.03	.....	.....
Bureau of Streets	2,361.30	8,955.15	.0938	5,633.98	8,777.22	69,741.00	.1259
Bureau of Street Cleaning	3,345.00	4,622.77	.3240	289.11	5,736.58	13,938.00	.4116
House Sewer Connections	2,180.07	7,118.06	.3340	4,327.59	6,962.15	28,706.00	.2425
Outdoor Poor	620.00	2,099.94	.2258	720.00	2,346.00	8,300.00	.2827
Weights and Measures .....	.....	198.50	.0719	.....	120.50	3,200.00	.0377
Bureau of Motors	3,666.76	3,666.78	.0113	46.25	46.25	325,828.00	.0001
Printing and Stationery	6,347.94	15,206.41	.3284	14.70	97.17	125,000.00	.0008
Shade Tree	153.90	210.03	.1050	32.15	111.71	2,000.00	.0559
Street Construction .....	.....	.....	.....	9,033.02	9,033.02	.....	.....
Health Department, Pay Cvs. .....	.....	2.07	.....	.....	.....	.....	.....
City Hospital: Payroll Credits .....	.....	25.00	.....	13.93	107.42	.....	.....
Payroll Credits Police Dept. ....	.....	16.13	.....	.....	3.74	.....	.....
Administration of Relief .....	.....	413.57	.....	105.50	343.24	.....	.....
200 Washington Street Corp.	833.33	3,333.32	.....	833.33	3,333.32	.....	.....
Henry C. Jones Estate	11.87	1,899.09	.....	15.17	67.28	.....	.....
Redemption of Lien Certificates	20,472.92	79,526.07	.....	9,317.90	35,234.14	.....	.....
U. S. Social Hygiene	2,150.00	4,300.00	.....	2,150.00	4,300.00	.....	.....
Emergency Relief, 1938	752.58	3,993.05	.....	386.82	1,864.64	.....	.....
Emergency Relief, 1939 .....	.....	.....	.....	325,352.10	651,921.91	.....	.....
Emergency Relief, 1940 .....	.....	.....	.....	811.88	1,210.32	.....	.....
Public Schools	908,105.22	2,065,691.10	.....	520,553.65	2,099,811.80	.....	.....
Refunds—Current Taxes .....	.....	294.44	.....	146.98	11,463.05	.....	.....
Return Checks—Current Taxes .....	.....	7,237.39	.....	5,745.19	20,347.53	.....	.....
Regular Assessment's Pavings	562.47	1,247.54	.....	7.00	420.05	.....	.....
Sewers .....	.....	197.49	.....	.....	227.09	.....	.....
Demolition of Buildings .....	.....	23.00	.....	.....	.....	.....	.....
Grading, Curbing Flagging, .....	.....	.....	.....	.....	.....	.....	.....
Snow Removal .....	.....	76.03	.....	3.99	3.99	.....	.....

Description	April, 1939		April, 1940		% Col. This Year
	Last Year's Month	Collections Tot. to Date	This Year's Month	Collections Tot. to Date	
Openings	5,244.34	5,505.45	2,792.48	10,306.14	.....
House Sewer Connections	516.50	1,778.72	570.75	1,431.85	.....
Shade Trees .....	.....	53.00	5.00	35.00	.....
Side Walks .....	.....	40.46	.....	32.04	.....
Water Service Connections .....	.....	60.08	16.00	136.00	.....
T.T.L. Assessments: Pavings	190.64	1,412.71	.....	3,504.08	.....
Sewers .....	.....	1,932.70	.....	368.00	.....
Grading, Curbing, Flagging	509.31	3,880.34	15.36	138.26	.....
Openings .....	.....	.....	.....	.....	.....
House Sewer Connections .....	.....	.....	.....	.....	.....
Doremus Avenue Bridge .....	.....	.....	.....	.....	.....
Recon. ....	.....	.....	.....	18,192.37	.....
Sidewalks .....	.....	.....	.....	185.63	.....
Miscellaneous Water S. Conn. ....	.....	308.00	.....	99.70	.....
Airport Const.	1,970.10	1,970.10	.....	.....	.....
Other Cash Collections:					
Bond Anticipation Notes St.					
Imp. Water	400,000.00	1,645,000.00	250,000.00	950,000.00	.....
Over Deposit .....	.....	1.50	.....	1.39	.....
Totals	\$3,738,853.49	\$16,508,143.32	\$3,071,912.77	\$18,933,020.79	.....
Under Deposit .....	.....	.50	1.00	.....	.....

Vincent J. Murphy,
Director, Department of Revenue and Finance.

Ordered filed.

Commissioner Murphy: What I wanted to bring up, the County Tax Board has agreed—I have just received word from the Law Department—to postpone for one week. I am wondering if we cannot, the Commission, get together to find out what we are going to do on these different cases that are pending. There is a conference, I believe, arranged for next Tuesday. Could that be made part of it at the same time?

Mayor Ellenstein: Yes. What time is the conference?

Commissioner Murphy: Eleven o'clock.

Mayor Ellenstein: Well, let us continue with that. That is the Telephone Company matter.

Commissioner Murphy: That is right. And take in the other thing at the same time, those omitted ratable cases that have been before the County Board. Now they want to go over them with the Commission to find out which ones they want the Law Department to proceed to prosecute further, or do we want to accept certain terms that are made to us by the companies. All that information will be compiled for the members of the Commission and presented at that meeting.

Commissioner Franklin: Haven't we got another conference here today?

Mayor Ellenstein: Yes, we have another conference here this afternoon.

Commissioner Murphy: Yes, there was a conference, I believe, arranged through Commissioner Byrne or requested for today. Are you ready?

Commissioner Byrne: Yes.

Mayor Ellenstein: That is on the foreclosures. Immediately after the

meeting, then, we will retire to the outer office and we can have a conference there.

Commissioner Byrne: All right.

Mayor Ellenstein: We will now proceed to ballot on candidates to fill the vacancy which exists in the City Commission.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mr. Ellenstein: Mr. Pellecchia having received but two votes is declared no elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor

of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Mr. Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

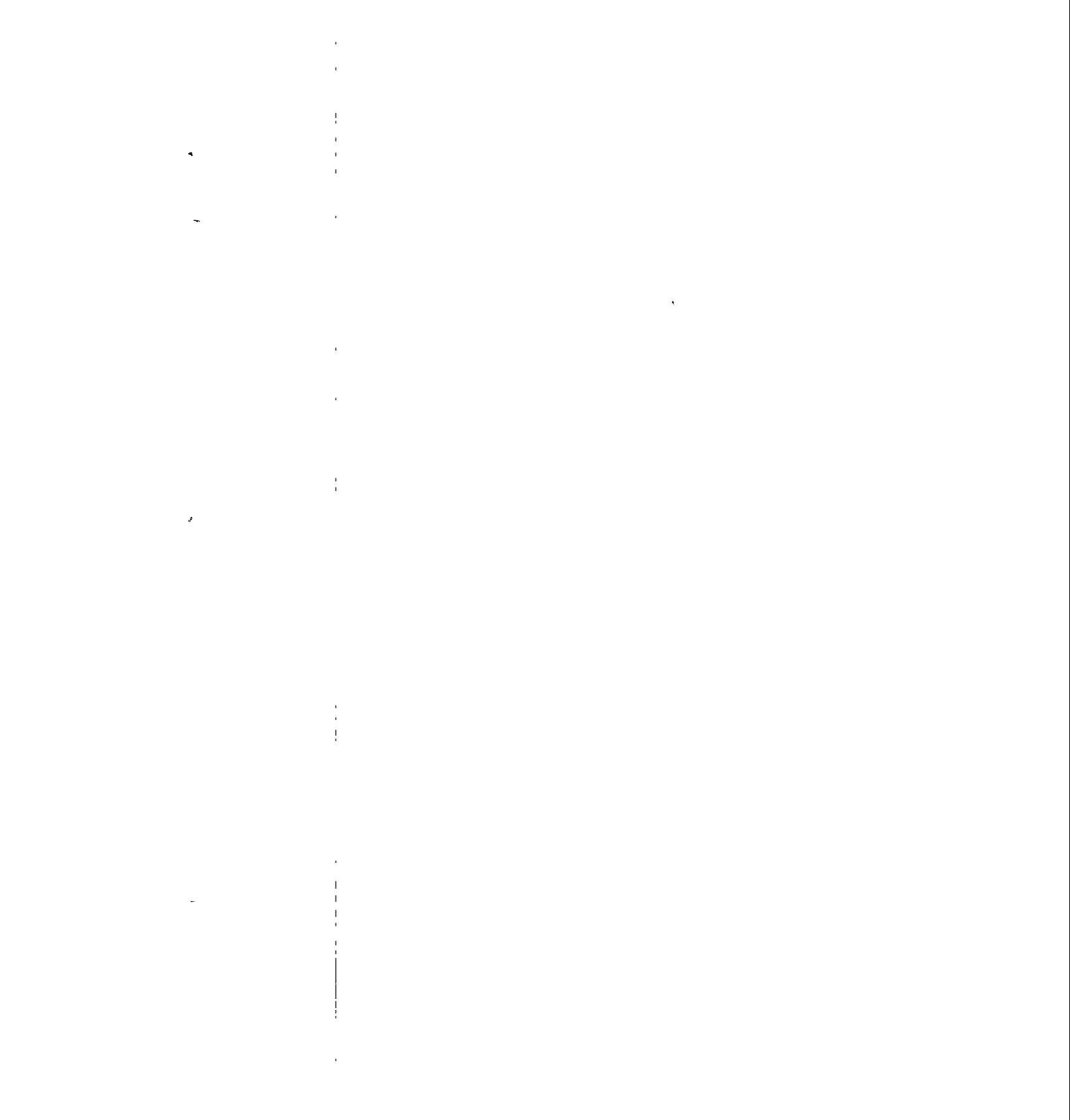
Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
M. ELLENSTEIN
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, New Jersey.

H. S. REICHENSTEIN,
City Clerk.



MINUTES OF MEETINGS OF THE Board of Commissioners

June, 1940

Newark, N. J., June 5, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Five Hundred Seventy-one Dollars and Ninety-two Cents (\$571.92) be and the same is hereby appropriated

to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Overpayment	
Tax Receiver	\$104.74
Reserve for Overpayment	
Comptroller	467.18
	<hr/>
	\$571.92

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-Six Thousand Six Hundred Sixty-three Dollars and Ninety-nine Cents (\$226,663.99) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	\$190,076.64
Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	36,587.35
	<hr/>
	\$226,653.99

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thirteen Dollars and Seventy-five Cents (\$113.75) be and the same is hereby appropriated to the City Treasurer, same being the Supplementary Payroll of the Tax Receiver (Bookkeeping and Billing Division), Department of Revenue and Finance, from May 1st, 1940, to May 15th, 1940, inclusive:

Tax Receiver (Bookkeeping and Billing Division).....	\$113.75
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Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand Two Hundred Forty-five Dollars and Sixty-four Cents (\$24,245.64) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 132.79
Maintenance Foreclosed	
Properties	11.91
Cost of Bond Issue	4,134.48
Board of Health Pension	
Fund (Deficits and Statutory Expenditures)	19,615.45
Tax Board	350.00
	<hr/>
	\$ 24,245.64

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand Seven Hundred Sixty-nine Dollars and Thirty-nine Cents (\$23,769.39) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from May 16th to May 31st, 1940, as follows:

Director's Office	1,349.98
Auditor's Office	1,634.56
Comptroller's Office	1,810.98
Treasurer's Office	1,081.81
Tax Receiver—Cashier's Division	1,492.42
Tax Receiver—Addressograph Division	462.46
Tax Receiver—Bookkeeping and Billing Division	2,887.70
Tax Receiver—Counter Division	896.82
Personal Tax Arrears	1,405.51
Tax Board—Assessors' Division	5,863.09
Tax Board—Surveyor's Division	1,317.04
W.P.A. Tax Revaluation....	208.33
Assessments Local Improvements	614.57
Revenue and Finance—Pensions	437.50

First District Court	1,190 82
Second District Court	1,115.80
	<hr/> \$ 23,769.39

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Seventeen Thousand Two Hundred Sixty-four Dollars and One Cent \$(217,264.01)) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from May 16th to 31st, 1940. incl., as follows:

Director's Office	\$ 393.83
License Division	714.57
Building Division	3,387.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	
Night Police Court	312.49
Police Division	129,834.63
Fire Division	78,540.83
	<hr/> \$217,264.01

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Nayes: Commissioner Murphy.

RESOLVED: That the sum of Fourteen Thousand, One Hundred Seven Dollars and Fifty Cents (\$14,107.50) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$14,107.50
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M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Nayes: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eight Thousand Fifty-nine Dollars and seventy-two cents (\$8,059.72) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works as follows:

Newark City Alms House....	\$5,027.54
Convalescent Hospital	2,635.27
Public Outing	88.91
Band Concerts	308.00
	<hr/> \$ 8,059.72

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Two Thousand Five Hundred Forty-eight Dollars and Forty Five Cents (\$102,548.45) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of May, 1940, as follows:

Director's Office	\$ 1,468.32
City Hospital—WPA Project No. 5410-7	166.66
Public Health	25,769.16
U. S. Health Sanitation Account	408.33
City Hospital	24,853.28
Convalescent Hospital	1,938.95
City Home	2,157.07
Public Baths	5,204.98
Newark City Alms House..	2,548.42
Ivy Hill Power Plant	2,933.76
Outdoor Poor Department	1,637.48
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—Administration	29,058.75
	<hr/>
	\$102,548.45

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the month of May, 1940, follows:

United States Social
Hygiene Fund\$633.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Fourteen Thousand, Three Hundred Twenty-nine Dollars and Seventy-three Cents (\$14,329.73) be and the same is hereby appropriated to the City Treasurer same being the semi-monthly payrolls of the Department of Parks and Public Property from May 16th to May 31st, 1940, as follows:

Director's Office	1,029.15
Smoke Abatement	179.16
Public Buildings	8,637.86
Public Buildings—City Owner Property	228.26
Weights and Measures	553.66
Weights and Measures—Reserve for Dedicatel	
Revenue	250.00
Printing and Stationery	185.00
Shade Tree	1,457.49
WPA Project No. 1485-7	208.33
Central Purchase	1,600.82
	<hr/>
	\$ 14,329.73

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Bureau of Water ... 8,738.22
\$ 37,631.25

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Four Hundred and Fifty-one Dollars (\$3,451.00) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 29th and June 1st, 1940 as follows:

Shade Tree\$2,113.00
Public Buildings 1,338.00
\$3,451.00

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-seven Thousand Six Hundred Thirty-one Dollars and Twenty-five Cents (\$37,631.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll,
period ending May 29, 1940.

Port Newark Operations...\$ 2,579.25
Bureau of Motors 2,519.67
Bureau of Streets 1,980.97
Bureau of Sewers 1,028.03
House Sewer Connections.. 439.78
Bureau of Street Cleaning 19,911.42
Street Construction 433.91

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixty-five Dollars and Sixty-six Cents (\$465.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bill contracted and chargeable to the Department of Public Affairs as follows:

City Planning (WPA Project 7215-0\$416.66
Swimming Pool Construction WPA Project No. 6069-7 (Hayes Park East).... 35.00
Swimming Pool Construction, WPA Project No. 6069-7 (Clifton Avenue)..... 14.00
\$465.66

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Nayes: Commissioner Byrne.

RESOLVED: That the sum of Eighteen Thousand Three Hundred Forty-three Dollars and Twenty-five Cents (\$18,343.25) be and the same

hereby is appropriated to the persons named, as per Certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$ 14,851.49
Water	1,294.89
Port Newark Operations	2,059.47
Primary Election	137.40
	<hr/>
	\$ 18,343.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand, Six Hundred and Twenty-three Dollars and Twenty-five Cents (\$48,623.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-monthly payroll, period May 16, May 31, 1940, both incl.

Director's Office	\$ 1,452.07
Bureau of Lighting	432.50
Bureau of Streets	6,020.45
Sidewalks	216.66
House Sewer Connections..	393.42
Bureau of Sewers	1,164.97
Bureau of Street Cleaning	4,140.02
Bureau of Surveys	3,451.66
Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	19,349.63
Street Construction	832.91
Port Newark Operations....	3,185.40

Newark Labor Relations	
Board	390.00
Swimming Pool Projects ..	708.33
City Clerk	3,174.70
Elections	430.00
	<hr/>
	\$ 48,623.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Four Hundred Seventy-two Dollars and Sixty Cents (\$1,472.60) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction
WPA Project 6926\$1,472.60

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of notes pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance appropriating \$600,000 for school purposes and providing for the issuance of notes to meet such appropriation," adopted by the Board of Commissioners on the 29th day of May, 1940, notes of said City of the aggregate principal amount of \$500,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said

notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Mayor Ellenstein.

Nays: Commissioner Byrne.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the west side of Clifton Avenue, north of Park Avenue, as indicated on map or plan numbered 3015-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed relocation of pole in Clifton Avenue, near Park Avenue, Newark, N. J." dated May 20, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, West Side Democratic Club, Inc., of 503-505 South Eighth Street, Newark, New Jersey,

filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Club License, and did deposit with the Clerk of the said Board the sum of thirty-one dollars and eight cents (\$31.08) at the time of the filing of said application, on April 18, 1940; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on May 16th, 1940, issued a license to the said West Side Democratic Club, Inc.; and

WHEREAS, the said West Side Democratic Club, Inc., is now entitled to a refund of twelve dollars and eighteen cents (\$12.18);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of twelve dollars and eighteen cents (\$12.18) be and the same is hereby ordered paid to the said West Side Democratic Club, Inc., and the Director of the Department of Revenue and Finance of the City of Newark be and he is hereby authorized and directed to return to the said West Side Democratic Club, Inc., the said sum of twelve dollars and eighteen cents (\$12.18).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that sealed proposals received by the Director of the Department of Public Works on June 3,

1940, for the sale of livestock (formerly used in operations of the Newark City Home at Verona, N. J.) be and the same are hereby rejected; therefore, be it

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to readvertise for sealed proposals for the sale of said livestock, bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Milk and Cream for the Department of Public Works, Ahrens-Fox Motor Parts, Department of Public Safety, Sheet Asphalt Binder and Surface Mixture for the Department of Public Affairs; also for cast iron pipe for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property solicited and received informal bids for decorating the entire front of City Hall and the reviewing stand; and,

WHEREAS, J. Ash is the low bidder, for \$55.00; and

WHEREAS, it is desired that this work be done for Flag Day Parade, Sunday, June 9, 1940;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The existing regulation of the Work Projects Administration provide that all plans, specifications and estimates must be prepared in their entirety by the sponsors without aid of Work Projects Administration Engineers; and

WHEREAS, The City of Newark has a number of projects under consideration which require architectural and engineering services before project applications can be prepared for presentation to the Work Projects Administration, and

WHEREAS, There is no employee in the City forces with architectural and engineering experience presently available for this work;

THEREFORE, BE IT RESOLVED, That Harry W. Tuttle be and he hereby is temporarily employed as a Supervising Architect, at a compensation of \$3,000.00 per annum, effective June 1, 1940, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of May, the first half of June, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Isabelle C. Jones, temporarily appointed Telephone Operator for one day, May 31st, 1940, at a salary of \$20.00 per week.

Miss Jones was appointed for one day vacation relief. Martin Bowe, temporary Watchman, services terminated June 3rd, 1940.

PRINTING AND STATIONERY

Walter E. Mederer, temporarily appointed Utilityman for a period of one week, effective June 10th, 1940 at a salary of \$1,500.00 per annum.

Mr. Mederer is being appointed because of an emergency in moving the stationery supply room from the fourth floor to the basement of the City Hall, and he has had experience in the stationery room.

VACATIONS GRANTED, WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Helena Shephard, Telephone Operator, one day of her annual vacation, May 31st, 1940.

SHADE TREE

Lawrence Smith, Laborer, 12 days vacation, starting June 3rd, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Anthony DiGiro-lamo (Guaranty Trust Co. of New

York as trustee, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 47-51 William Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Mayor Ellenstein: Were there any objectors to this?

Mr. Rankin: No objection, Mr. Mayor.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

"BOARD OF ADJUSTMENT"
CITY HALL
NEWARK, NEW JERSEY

June 4, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-59 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinances be allowed:

92 Congress Street; Charles P. Rix, owner; in a 3rd residence district the construction of a one-story brick office; (No objectors);

**84-96 Edison Place; Battery Park Co.; renewal of a permit for automobile parking station; such use to be limited to the period of one year ending May 17, 1941;

685-689 Frelinghuysen Avenue; Henry H. Levin, t/a Blue Goose Super Service Station, owner; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans approved by this Board; such use to be limited to the period of two years; (No objectors);

160-162 Elm Street; Abe Caris; in a 2nd business district the establishment of a bakery; (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

The City Clerk: We have referred

to us over the signature of Russell B. Rankin, Secretary, four matters; one is a renewal and on the other three there have been requests for a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these four cases.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Battery Park Co. (Grace S. Kilburn and Estate of Walter D. Osborne, owners); for the renewal of permit for automobile parking station; premises 84-96 Edison Place; such use to be limited to the period of one year ending May 17, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Eyrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Charles P. Rix, owner; for the construction of a one-story brick office in a 3rd residence district; premises 92 Congress Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Henry H. Levin, t/a Blue Goose Super Service Station, owner; for the establishment and operation of an automobile parking station in a 1st industrial district; premises 685-689 Frelinghuysen Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans approved by the said Board; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Abe Caris
(Charles H. Johnson, owner); for
the establishment of a bakery in a
2nd business district; premises 160-
162 Elm Street;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of Newark,
that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

(No response).

Commissioner Byrne: I move we
concur in the recommendation of the
Board of Adjustment.

The roll being called the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I move you
that these resolutions, the same as I
presented in previous weeks on the re-
allocation, I move they be recorded
in the minutes and presented and vot-
ed on by the Commission.

Mayor Ellenstein: In Bulk?

Commissioner Murphy: In bulk.

A resolution re-assigning divisions
in the Department of Parks and Pub-
lic Property.

On roll call: Commissioners Byrne
and Murphy voted aye; Commissioner
Franklin and Mayor Ellenstein voted
no.

A resolution re-assigning divisions
in the Department of Public Works.

On roll call; Commissioners Byrne
and Murphy voted aye; Commissioner
Franklin and Mayor Ellenstein voted
no.

A resolution re-assigning divisions
in the Department of Public Safety.

On roll call; Commissioners Byrne
and Murphy voted aye; Commission-
er Franklin and Mayor Ellenstein voted
no.

A resolution re-assigning divisions
in the Department of Revenue and
Finance.

On roll call; Commissioners Byrne
and Murphy voted aye; Commission-
er Franklin and Mayor Ellenstein
voted no.

A resolution re-assigning divisions
in the Department of Public Affairs.

On roll call; Commissioners Byrne
and Murphy voted aye; Commission-
er Franklin and Mayor Ellenstein
voted no.

Mayor Ellenstein: The resolutions
having received but two votes are
declared not carried.

We will now proceed to the election
of a commissioner to fill the vacancy
which exists in the City Commission

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. All in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy which exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Malzei having received but two votes is declared not elected.

Any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese

having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Mr. Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

Commissioner Murphy: I would like to say before we adjourn, we have a meeting this afternoon. Could we call it at 1:30?

Mayor Ellenstein: Where do you want the meeting to be?

Commissioner Murphy: We can bring the stuff up here.

Mayor Ellenstein: In my office?

Commissioner Murphy: Yes. There is probably more room there.

Mayor Ellenstein: Let us convene at 1:30 prompt.

Commissioner Murphy: I will be there.

Mayor Ellenstein: All in favor of the motion to adjourn will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
M. ELLENSTEIN
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 10, 1940.

A Special Meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 12:30 P. M., Day-light Saving Time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The meeting will come to order and the Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The Clerk then read the following communication as the call for the meeting:

THE CITY OF NEWARK,
NEW JERSEY
MEYER C. ELLENSTEIN,
Mayor

June 8, 1940.

Mr. Harry Reichenstein,
City Clerk,
City Hall,
Newark, New Jersey.

Dear Mr. Reichenstein:

Will you please call a meeting of the City Commissioner for Monday

morning, June tenth, at ten-thirty o'clock, for the purpose of adopting the necessary resolutions to put the Stamp Plan into effect.

Sincerely,
Meyer C. Ellenstein,
Mayor.

Ordered filed:

Mayor Ellenstein offered the following resolutions:

WHEREAS, by resolution No. 7697 adopted May 29th, 1940, the Board of Commissioners of the City of Newark authorized and directed the director of the Department of Revenue and Finance to transfer and pay to the Director of the Department of Public Works, the sum of One hundred fifty thousand dollars (\$150,000.) to be used by the Director of the Department of Public Works as a revolving fund to purchase and repurchase of orange and blue stamps for the purpose set forth in said resolution; and

WHEREAS, the said Director of the Department of Public Works was authorized and empowered to make the necessary purchase, repurchase, sale and distribution of the said orange and blue stamps, with the said sum of One hundred fifty thousand dollars (\$150,000); and the said Director of the Department of Public Works was authorized and empowered to establish a bank account in such bank in the City of Newark as he might determine, and

WHEREAS, it is the desire of the Director of the Department of Public Works to appoint and designate Owen A. Malady, Overseer of the Poor of the City of Newark, as custodian of the said revolving fund;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there is hereby set up said revolving fund of One hundred and fifty thousand dollars (\$150,000), for the purchase, repurchase, sale and distribution of the said orange and blue stamps from the Federal Surplus Commodities Corporation for the purpose of providing additional food supplies for direct relief clients, W. P. A. workers, old age assistance, and aid to dependent children, and aid to the blind; and

BE IT FURTHER RESOLVED, that the said revolving fund is to be deposited in the Fidelity Union Trust Company, and that said fund is to be known and designated as the "ORANGE FOOD STAMP REVOLVING FUND"; and

BE IT FURTHER RESOLVED, that Owne A. Malady, Overseer of the Poor of the City of Newark, is hereby designated as Custodian of the said "Orange Food Stamp Revolving Fund," subject to the following rules, regulations, powers, and limitations:

A. To purchase Orange Stamps from the Federal Surplus Commodities Corporation, for distribution to direct relief clients, in exchange for "Orange Food Stamp Purchase Orders" issued by the Department of Public Welfare.

B. To sell said orange stamps to the following categories:

Aid to dependent children,

Aid to blind,

Old Age Assistance, and

WPA workers,

Others receiving public assistance.

C. Certification and Clearing Agency;

1. Certification of all eligibles shall be made by the certifying agencies hereinafter named, to the department of Public Welfare, which shall act as the general clearing agency.
2. It shall be the duty and responsibility of the certifying agencies to prepare initial officer record cards, identification cards, a master card file, and any other record forms that may be required.
3. The certifying agencies shall be required to keep their certifications current by reporting to the Newark Department of Public Welfare any and all new cases, cancelled cases, and changes in address and status of participants.
4. The Newark Department of Public Welfare shall certify as to the eligibility of householders on direct relief.
5. The Essex County Office of the State Board of Children's Guardians will certify as to the eligibility of those receiving aid to Dependent Children.
6. The office of the Commissioner for the Amelioration of the Blind will certify as to the eligibility of those receiving Aid to the Blind.
7. The Essex County Welfare Board will certify as to the eligibility of those receiving Old Age Assistance.
8. The Branch Manager of the Works Progress Administration will certify as to the eligibility of the WPA workers in the designated area.
9. All participants in the orange colored stamp program must purchase each pay period orange colored stamps at the minimum rate prescribed by the Federal Surplus Commodities Corporation but may

purchase orange colored stamps at the maximum rate prescribed by the said Federal Surplus Commodities Corporation. Eligibles obtaining orange colored stamps will be given, by the Federal Surplus Commodities Corporation free of cost, blue surplus stamps in the ratio of one blue surplus stamp for every two orange colored stamps obtained or at such rate as the Federal Surplus Commodities Corporation may determine.

10. Any orange colored stamps remaining in the possession of the Newark Department of Public Welfare at the termination of this memorandum of understanding shall be redeemed by the Federal Surplus Commodities Corporation at their face value, provided, however, that the orange colored stamps are returned with all unissued blue surplus stamps obtained from the Federal Surplus Commodities Corporation in the same ratio and proportion as originally received.

D. Said custodian shall make daily deposits to the account of the Orange Food Stamps Revolving Fund in the Fidelity Union Trust Company of all moneys received from the sale of orange stamps, and shall also make daily deposits therein of all orange purchase stamp purchase orders received at the Stamp Issuing Office, and the said orange stamp purchasing orders shall be charged by the Bank against the funds deposited to the credit of the Direct Relief Fund of 1940.

E. The Fidelity Union Trust Company shall transfer from the funds of the "Direct Relief Fund for 1940" to the credit and account of the "Orange Stamp Revolving Fund" in an amount equal to the total of such orange stamp purchase orders as may be deposited with the said bank each day.

F. Said custodian is hereby empowered to withdraw funds from the "Orange Food Stamp Revolving Fund" for the purchase and repurchase of stamps, by check payable to the "Treasurer of the United States."

G. Said funds in the "Orange Food Stamp Revolving Fund" shall be used only for the purpose of purchasing or repurchasing orange stamps from the Federal Surplus Commodities Corporation."

H. Said custodian shall file a bond with the proper officers of the City of Newark in the amount of Fifty Thousand Dollars (\$50,000) for the faithful performance of his duties.

I. The attached "Schedule A" which is made a part hereof, is the basis of purchasing orange food stamps by the various catagories, referred to in Paragraph 9, Division C, of this resolution.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Naye: Commissioner Byrne.

"SCHEDULE A"

DETERMINATION OF THE BASIS
OF ISSUANCE OF FOOD ORDER
STAMPS BY THE FEDERAL SUR-
PLUS COMMODITIES CORPORA-
TION, NEWARK, NEW JERSEY
AREA.

The following defines the basis for participation by Public Assistance and W. P. A. cases, residing in the City of Newark, New Jersey, in the Food Stamp Program.

I. Types of Cases Eligible to Participate—

A. Department of Public Welfare.

B. W.P.A.

C. Old Age Assistance.

D. Aid to Dependent Children.

E. Aid to the Blind.

4	20.00	24.00
5	24.00	30.00
6	28.00	36.00
7	32.00	42.00
8	36.00	48.00
9	40.00	54.00
10	44.00	60.00
11	48.00	66.00
12	52.00	72.00
13	56.00	78.00
14	60.00	84.00

II. Certification—

Department of Public Welfare cases are administered by the Newark Department of Public Welfare; W.P.A. cases are administered by the Works Projects Administration; Aid to Dependent Children cases are administered by the State Board of Children's Guardians; Old Age Assistance cases are administered by the Essex County Welfare Board and Aid to the Blind cases are administered by the New Jersey Commission for the Blind. All cases shall be certified by their respective administering agencies to the Newark Department of Public Welfare, which Department shall be considered by the Federal Surplus Commodities Corporation as the final certifying agency for all cases.

B. W.P.A. cases shall be required to participate on the same schedule as shown in III-A above, with the following exceptions.

Wage Class	Minimum Purchase of Orange Stamps	Family Size
Unskilled—B	\$22.00	5 and over
Unskilled—A	24.00	6 and over
Intermediate	30.00	7 and over
Skilled	40.00	10 and over
Professional	42.00	10 and over

Note: The maximum for all W.P.A. cases shall be 1.50 per week for each person in the family regardless of family size.

C. Supplemented Cases—

W. P. A. cases supplemented by the Department of Public Welfare assistance shall, for the purpose of food stamp participation, lose their status as W.P.A. cases and shall be classified as Department of Public Welfare cases. The minima and maxima shown in III-A above, shall apply to all such cases.

III. Basis of Participation—

A. Department of Public Welfare, Old Age Assistance, Aid to Dependent Children and Aid to the Blind Cases shall be required to participate according to the following monthly schedule.

Family Size	Minimum Purchase of Orange Stamps	Maximum Purchase of Orange Stamps
1	\$ 6.00	\$ 6.00
2	12.00	12.00
3	16 00	18 00

D. Cooperative or Consolidated Cases

All families receiving more than one type of public assistance or employment from W.P.A. should be treated as cooperative consolidated cases. In setting up these cases, the following method should be employed.

- (1) Take the entire number in the family as the basis of participation.
- (2) Set up participation on the basis of Schedule III-A, shown above.
- (3) Consult with the head of such family and determine on what buying basis such family desires to participate, i.e., bi-weekly, semi-monthly or monthly.
- (4) Advise the head of such family that after having made a choice as to buying period, it will be necessary to such family to adhere to such period.
- (5) Such cases should be reported on Forms FSC 464 and 464A as "Cooperative Cases."

IV. Buying Periods—

The buying period of all cases, except Cooperative Cases, shall start from the day on which such cases receive their assistance or W.P.A. checks and shall continue through the entire period until such cases receive their next assistance or W.P.A. checks. In other words, all cases should have the opportunity to purchase food stamps during the entire period.

V. Amount of Blue Stamps to be Given Participants.

All participating cases shall receive Blue Food Stamps in the amount of fifty (50%) per cent of the amount of Orange Food Stamps purchased by them.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Fidelity Union Trust Company be and it is hereby designated as the depository for the One Hundred Fifty Thousand Dollars (\$150,-

000.) Revolving Fund to be known as the ORANGE FOOD STAMP REVOLVING FUND; and

BE IT FURTHER RESOLVED, that the funds in the aforesaid ORANGE FOOD STAMP REVOLVING FUND shall be withdrawn only for the purchase or repurchase of orange stamps from the Federal Surplus Commodities Corporation; and

BE IT FURTHER RESOLVED, that the checks for the purchase of said orange stamps shall be signed by Owen A. Malady as Custodian; and

BE IT FURTHER RESOLVED, that the said checks shall be made payable to the "Treasurer of the United States."

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Nays: Commissioner Byrne.

BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the FIDELITY UNION TRUST COMPANY be and it is hereby designated as depository for direct relief accounts to be known as "Direct Relief Funds for 1939" and "Direct Relief Funds for 1940"; and

BE IT FURTHER RESOLVED, that the said FIDELITY UNION TRUST COMPANY be and it is hereby authorized and empowered to accept orange food stamp orders when deposited by the Custodian Owen A. Malady, and to credit the amount of the said orange food stamp orders to the Orange Food Stamp Revolving Fund; and

BE IT FURTHER RESOLVED, that the FIDELITY UNION TRUST COMPANY is hereby authorized and empowered to charge the amount of the orange food stamp orders as deposited by the Custodian, Owen A. Malady, to the "Direct Relief Funds for 1940."

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Naye: Commissioner Byrne.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the accounts in the Fidelity-Union Trust Company known and designated as "Direct Relief Fund for 1939," and "Direct Relief Fund for 1940," be and the same are hereby transferred from the Department of Revenue and Finance to the custody, control and jurisdiction of the Department of Public Works; and,

BE IT FURTHER RESOLVED that all of the executive, judicial, legislative and administrative authority and duties relating to said "Direct Relief Fund for 1939" and "Direct Relief Fund for 1940" be and they are hereby distributed into the Department of Public Works; and the Director of the Department of Public Works is hereby vested with all of the powers, authority and duties now or heretofore vested in or given by any charter, statute or ordinance relating to said "Direct Relief Fund for 1939" and "Direct Relief Fund for 1940," and shall perform all of the duties now or heretofore or hereafter imposed by law with respect thereto; and,

BE IT FURTHER RESOLVED

that pursuant to the request of the Director of the Department of Public Works, Owen A. Malady, Overseer of the Poor of the City of Newark, of the Department of Public Welfare, in the Department of Public Works, be and he is hereby designated and empowered to sign all checks necessary for the payment of rents and other items for direct relief, payable from the "Direct Relief Fund for 1939" and "Direct Relief Fund for 1940"; and

BE IT FURTHER RESOLVED, that Fidelity-Union Trust Company be and it is hereby authorized to honor all checks signed accordingly.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Franklin: Mr. Deputy Director, what is the status—I understand there are two relief funds, one a bond issue to be issued of \$1,750,000 and \$1,500,000 which was contained in the budget. Have either or both of those funds been used and how much has been used in either of them?

Mr. Farrell: Nothing.

Commissioner Franklin: There is \$200,000 left in the budget appropriation and nothing has been taken out of the bond issue of \$1,750,000. That \$200,000 now, is that exclusive of the \$150,000 that is to be set up in the stamps?

Deputy Director Cozzolino: Yes.

Commissioner Franklin: That \$200,000 is pretty close to the mark

Mayor Ellenstein: We will do the same as we did last year, borrow it by emergency notes.

Commissioner Franklin: I assume then Wednesday we ought to have an authorization by resolution to sell some of the bonds so that fund can be liquid.

Deputy Director Cozzolino: We don't need to do that. We can borrow now on the assessment.

Commissioner Franklin: Of the original resolution?

Deputy Director Cozzolino: That is right.

Commissioner Franklin: Can I request that you do that so there will be funds available to replenish —

Deputy Director Cozzolino: We didn't do anything about that because of the fact that we were waiting for the final outcome of this proposition.

Commissioner Franklin: I presume it takes about ten days to make a sale?

Deputy Director Cozzolino: No, we don't need to make any sale because it will not be interfered with. We will borrow on temporary notes.

Commissioner Franklin: That you can do rather quickly. The only thing I want to be sure of is that the relief fund will be sufficiently liquidated to pay our ordinary debts plus redeeming those vouchers as they come through.

Deputy Director Cozzolino: You will be all right for four months in the event the State doesn't give us a penny.

Commissioner Franklin: After that we will go into emergency resolution.

I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

APPROVED:

PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
M. ELLENSTEIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N J., June 12, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the regular meeting of June 5, and the special meeting of June 10.

Commissioner Franklin: I move we dispense with reading the minutes of both meetings.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$585,000 School Bonds of the City of Newark.

WHEREAS, The Board of Education of the City of Newark has, by resolutions duly adopted, decided that it is necessary to raise money for the purposes hereinafter set forth, and has prepared and delivered to each member of the Board of School Estimate of said City a statement of the

amount of money estimated to be necessary for each of said purposes; and

WHEREAS, said Board of School Estimate has duly considered such statements so made by the Board of Education and has, by resolutions duly adopted, fixed and determined the amount necessary for each of said purposes, and has made two certificates of each of such amounts and has delivered one of each of such certificates to the Board of Education and the other to the Board of Commissioners; and

WHEREAS, the amount of money estimated by said Board of Education to be necessary for each of said purposes and the amount fixed and determined by said Board of School Estimate as the amount necessary for said purpose is the respective amount stated in Section 1 of this ordinance; and

WHEREAS, the Board of Commissioners has heretofore, by an ordinance duly adopted on the 29th day of May, 1940, appropriated the sum of \$600,000 for said purposes, and desires to provide for the issuance of bonds as hereinafter authorized, to meet said appropriation: NOW, THEREFORE,

The Board of Commissioners of the City of Newark DO ORDAIN as follows:

Section 1. The sum of \$585,000 shall be borrowed by The City of Newark pursuant to Article 8 of Chapter 6 of Title 18 of the Revised Statutes of New Jersey for the purpose of meeting the following appropriations made by the ordinance entitled "An Ordinance appropriating \$600,000 for School Purposes and providing for the

issuance of notes to meet such appropriation," adopted by the Board of Commissioners of The City of Newark on the 29th day of May, 1940, for the following purposes respectively, viz.:

- (1) The sum of \$285,000 for the erection of a new building to replace the existing Dayton Street School, tentatively consisting of two (2) stories and basement, containing ten (10) classrooms, kindergarten, auditorium, gymnasium, shop, home economics room, principal's office, health office, teachers' rooms, lavatories, etc., including the acquisition of necessary land, Architect's fees and contingencies.
- (2) The sum of \$17,000 for the original equipment required for such new Dayton Street School building.
- (3) The sum of \$273,000 for major alterations, improvements and repairs to the existing Belmont Avenue School building, to convert the structure to meet with high school requirements, including major alterations and improvements, such as structure steel work, remodeling the building practically throughout, including new lavatories, kitchen, cafeteria, home economics room, stock room, principal's office, nurse's and teachers' rooms, an entirely new gymnasium, etc., including Architect's fees and contingencies.
- (4) The sum of \$25,000 for new equipment required for such Belmont Avenue school building.

To secure the repayment of said sum so borrowed, there shall be issued pursuant to said Article 8, bonds of the aggregate principal amount of \$585,000, in the corporate name of the City of Newark.

Section 2. Pursuant to said Article 8 of the Revised Statutes of New Jersey, it is hereby determined that said new building to replace the existing Dayton Street School is to be a building of fireproof construction, as defined in said Article 8 of the Revised Statutes, and that said existing Belmont Avenue School Building is a building of non-fireproof construction, as defined in said Article 8 of the Revised Statutes, and that the average of the different periods assigned by said Article 8 of the Revised Statutes to the several purposes for which said bonds are to be issued, taking into consideration the amount of bonds to be issued on account of the several purposes, is thirty years.

Section 3. Said bonds shall be designated "School Bonds" and shall be coupon bonds, registerable at the option of the holder as to principal alone, or as to both principal and interest. Said bonds shall consist of five hundred and eighty-five bonds of the denomination of \$1,000 each, numbered from 1 to 585, inclusive, in the order of their maturity, and shall be dated July 1, 1940 and shall mature in annual installments or series on July 1st in each year as follows, viz.: Fifteen bonds in each of the years 1941 to 1943, inclusive, and twenty bonds in each of the years 1944 to 1970, inclusive. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. Such interest shall be payable semi-annually on each January 1st and July 1st subsequent to the date of said bonds.

Section 4. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the National State Bank of the City of Newark, in Newark, New Jersey. Each of said bonds shall be signed by the Mayor of said City and countersigned by the Director of the Department of Revenue and Finance of said City. The cor-

porate seal of said City shall be affixed to each of said bonds and such bond and said seal shall be attested by the City Clerk. The interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 5. The principal of any promissory notes issued pursuant to said ordinance adopted on the 29th day of May, 1940, shall be paid from the moneys raised by the issuance of bonds pursuant to this ordinance. No promissory notes shall be issued pursuant to said ordinance adopted on the 29th day of May, 1940 after bonds shall have been issued pursuant to this ordinance.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that June 26, 1940, at 11:00 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk present "An ordin-

ance to amend an ordinance entitled 'An ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey,' adopted July 15th, 1924," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any citizen who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend an ordinance entitled 'An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey,' adopted July 15th, 1924," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows: "An Ordinance to amend an ordinance entitled 'An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey,' adopted July 15th, 1924."

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance to require the employment of workers at prevailing wage and upon an eight-hour day basis upon all contracts of the City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move that the ordinance be laid over until June 26th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring the union label on all stationery and printing," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move that the ordinance be laid over until June 26th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Six Hundred Twenty-eight Dollars and Four Cents.

(\$628.04) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Central Purchase	\$130.76
Printing and Stationery	497.28
	<hr/>
	\$628.04

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Three Hundred Fourteen Dollars and Forty-eight Cents (\$3,314.48) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 5th and June 8th, 1940, as follows:

Shade Tree	\$ 1,982.48
Public Buildings	1,332.00
	<hr/>
	\$ 3,314.48

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twenty-five Thousand, Five Hundred Sixty-four Dollars and Sixty-six Cents (\$25,564.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA	
Project No. 6926-7	\$ 21,558.66
Street Construction WPA	
Project No. 6926-7	4,006.00
	<hr/>
	\$ 25,564.66

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One thousand, eight hundred thirty-five dollars and fifty-three cents (\$1,835.53) be and the same hereby as appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction, WPA	
Project No. 6951-7	\$1,835.53

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven thousand, one hundred

fifty-nine dollars and ninety-four cents (\$37,159.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, weekly payroll,
period ending June 5, 1940.**

Port Newark Operations	\$ 2,372.34
Bureau of Motors	2,578.94
Bureau of Streets	1,704.99
Bureau of Sewers	1,022.24
House Sewer Connections..	355.46
Bureau of Street Cleaning	20,098.27
Street Construction	324.74
Bureau of Water	8,702.96
	<hr/>
	\$ 37,159.94

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of thirteen thousand, four hundred fifty-seven dollars and eighty-one cents (\$13,457.81) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Newark Labor Relations	
Board	\$ 50.49
Surveys	10.15
Reserve for Liabilities	
(City Clerk)	52.50
Port Newark Operations	16.25
Water	13,139.34
Sewers	167.38
House Sewer Connections..	22.20
	<hr/>
	\$ 13,457.81

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Franklin, Mayor Ellenstein.

RESOLVED: That the sum of five hundred sixty-six dollars and no cents (\$566.00) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Streets	\$566.00
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of one thousand, four hundred twenty-two dollars and forty-two cents (\$1,422.42) be and the same hereby is appropriated to the persons named as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction WPA Project No. 6069-7 (Clifton Ave.)	\$ 263.03
Swimming Pool Construction WPA Project No. 6069-7 (Hayes Park East)	388.18
Swimming Pool Construction WPA Project No. 6069-7 (Hayes Park West)	335.50

Swimming Pool Construction WPA Project No. 6069-7 (Boylan Street)....	435.61
	<hr/>
	\$ 1,422.42

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Nays: Commissioner Byrne.

RESOLVED: That the sum of Three Thousand Nine Hundred Seventy-three Dollars and ninety-five cents (\$3,973.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (1939)	\$3,973.95
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of fifteen thousand, six hundred thirty-five dollars and fourteen cents (\$15,635.14) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Director Office	\$ 15.00
Building Division	54.36
Electrical Bureau	183.75

Miscellaneous Revenue	
Anticipated	15.00
Fire Division	15,367.03
	<hr/>
	\$ 15,635.14

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of thirteen thousand, nine hundred ninety-three dollars and fifty-four cents (\$13,993.54) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows: Reserve for Liabilities.

(Police-W.P.A.)	\$ 13,693.54
Police Division (W.P.A.)....	300.00
	<hr/>
	\$ 13,993.54

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Seventeen Thousand Eight Hundred Seventy-nine Dollars and Sixty-three Cents (\$17,879.63), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Rental of Beds in Institutions	\$4,312.50
Bus Transportation	4,588.00
Emergency Relief—	
Administration	748.88
Bureau of Health	7,301.09
Bureau of Health	
(Reserve for Liabilities, 1939)	225.00
Newark City Hospital	704.16
	<hr/>
	\$ 17,879.63

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioner Franklin,
Mayor Ellenstein.

Nayes: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Four Hundred Eighty-four Dollars and Seventy-two Cents (\$484.72) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Personal Arrears	\$ 94.72
Treasurer's Office	15.00
Cost of Bond Issue	375.00
	<hr/>
	\$484.72

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of

Two Thousand Three Hundred Four Dollars and Thirty-one Cents (\$2,304.31) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board (Assessors' Division)	\$ 1,452.34
Longworth & Tichenor	
Fund Interest	438.00
Public School	
Appropriation	240.00
Reserve for Overpayment,	
Tax Receiver	24.07
Reserve for Overpayment,	
Comptroller	149.90
	<hr/>
	\$ 2,302.31

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Thousand Six Hundred Fifteen Dollars and One Cent (\$38,615.01) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	\$ 38,615.01

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the following Bonds be and the same are hereby approved as to sufficiency:

AUCTIONEER

Louis I. Bergman, 98 Branford Place.

Walter L. Bush, 50 Park Place.

Robert B. Stoutenburgh.

KEEPER OF JUNK SHOP

Moe Cohen, 25 Concord Street.

Louis Halperin, 20 Boyd Street.

Enrico Salerno, tr. E. Salerno & Sons, 325-327 Chestnut Street.

Markus Schipper, 44 Lillie Street.

Antonio Tortorello, 158 Oliver Street.

SURETY BOND

James M. Cavanaugh, Member Sinking Fund.

Samuel McIlroy, Member Sinking Fund.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the New Jersey Legislature has approved Senate Bill No. 280, which sets up new formulae for

the distribution by the State of New Jersey to its municipalities of state funds available for emergency relief, and

WHEREAS, by the provisions of this Bill, a number of municipalities with a light relief burden will receive from the State for the year, 1940, sums in excess of \$900,000.00 more than they received in 1939, and

WHEREAS, by the terms of this Bill, other municipalities, whose relief burdens and obligations are great and oppressive, will receive from the State of New Jersey a small percentage of local relief costs than was paid in 1939, and

WHEREAS, the same group of municipalities, where the relief load is greatest, will, under the provisions of this Bill, be required to submit to unfair, discriminatory and unworkable restrictions as a condition to the receipt of even the reduced percentage of state aid, and

WHEREAS, there is likelihood and danger that many of the municipalities affected will be unable to comply with these restrictions, and, as a result, will forfeit a substantial amount of their already reduced share in state relief funds, and

WHEREAS, the reduced percentage of state aid and the imposition of the restrictions as a condition to receipt of the reduced amount of state aid threaten to demoralize and disrupt the administration of emergency relief in the City of Newark, and in most of the large communities of the State of New Jersey where the relief problem is most acute, and

WHEREAS there is no justification in reason or fairness at a time when relief costs are declining, for the payment to a group of municipalities of approximately \$900,000.00 of state funds for emergency relief over and above what was paid to these municipi-

palties during 1939, when their relief load was greater than it is in 1940, and

WHEREAS the program expressed in Senate Bill No. 280 constitutes in most cases a contribution to municipalities which do not need it, and a reduction in the case of municipalities which cannot afford it, and

WHEREAS, the restrictions imposed upon the municipalities placed in the less favored group, as a condition to the full receipt of their reduced share of state funds, are undemocratic and political, and tend to humiliate and degrade relief recipients whose misfortune it is to reside in communities having a great relief burden, and

WHEREAS, these restrictions discriminate between the unemployed residing in municipalities whose relief problem is great, and the unemployed who happen to reside in more fortunate municipalities,

AND WHEREAS the Bill, by arbitrary classification of municipalities on the basis of ratables, with contributions from the state, which the State cannot at this time afford, to the more fortunate municipalities, and the imposition of deductions and restrictions in the case of the "have not" communities,—is un-American and serves to encourage antagonisms among the various sections of the state, and to divide the state against itself.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark:

1. That the Board of Commissioners of the City of Newark disapproves of the provisions of Senate Bill No. 280, and of the principles and policy of state aid for emergency relief expressed thereby.

2. The Board of Commissioners of

the City of Newark condemns as discriminatory, unfair, unworkable, and undemocratic the provisions of Senate Bill No. 280, imposing restrictions on municipalities with great relief responsibilities, which are not imposed upon the more fortunate and more favored municipalities of the state.

3. The Board of Commissioners of the City of Newark protests the reduction in percentage of state aid for emergency relief required by the provisions of Senate Bill No. 280, in the case of municipalities whose needs are greatest.

4. That the Governor of the State of New Jersey be urged to veto Senate Bill No. 280, and that copies of this resolution be sent to the Governor of the State of New Jersey, and to the chief executive officer of every municipality affected by the discriminatory provisions of Senate Bill No. 280.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The City of Newark at a tax sale held on the twenty-six day of June, 1934, acquired a certain Tax Sale Certificate numbered 23224 and Dated June 26, 1934, covering land and premises known and designated as Numbers 91 and 93 Baldwin Street, Newark, New Jersey, also designated and being Lot number 51, in Block number 2528, on the Assessment Maps of the City of Newark; and,

WHEREAS, A. M. Masce has ap-

plied to the Controller for the sale and assignment of said certificate; and,

WHEREAS, notice to the owner, public notice and advertisement has been made as required by the Revised Statutes Sections 54:5-114; therefore

BE IT RESOLVED That the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said A. M. Masce a Deed of Sale and Assignment, attested and acknowledged by the City Clerk for the said certificate, in accordance with the provisions of Sections 54:5-113-114 of the Revised Statutes of New Jersey.

The amount due upon said certificate together with the amounts of subsequent liens, including principal, interest and costs to June 12, 1940 are as follows:

Balance due on certificate	\$ 362.55
Costs	1.00
Interest	173.24
1933 Tax	396.88
Interest	218.56
1934 Tax	405.15
Interest	198.40
1935 Tax	372.96
Interest	154.42
1936 Tax	369.57
Interest	118.47
1937 Tax	339.48
Interest	81.92
1938 Tax	447.17
Interest	69.29
1939 Tax	423.15
Interest	34.06
First Half of 1940 Tax	211.58
Interest	3.55
Total	\$4,481.40

The said total amount of \$4,481.40 is to June 12, 1940 and shall be paid at or before the date of the execution and delivery of the said Deed of Assignment, and in addition thereto any accumulated interest to the date of assignment.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, The City of Newark filed a petition and complaint with the Essex County Board of Taxation to have certain omitted personal property in the sum of \$31,101,675.67 assessed against the Sun Oil Company, a New Jersey corporation, and, as part of said petition and complaint, that the chief office of the company was situated in the City of Newark as of the assessing date, October 1, 1937, for the year 1938; and,

WHEREAS, counsel for the respondent appeared specially for the purpose of contesting the jurisdiction of the Board in the above stated matter; and,

WHEREAS, upon hearing by the Board on said special appearance, the County Board made its determination, and held:

"That the chief office of the respondent, Sun Oil Company, a New Jersey Corporation, was not on the assessing date, October 1, 1937, located in the taxing district of the City of Newark, Essex County, and that the petition and the proceedings thereunder be and the same are hereby dismissed."; and

WHEREAS, it is the opinion of the Corporation Counsel that the determination made by the Essex County Board of Taxation should be appealed to the State Board of Tax Appeals;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Corporation Counsel be and he is hereby authorized to proceed in the matter of the appeal of the determination of the Essex County Board of Taxation in the application of The City of Newark to have the aforesaid omitted taxes of the Sun Oil Company assessed for the year 1938. Copy of the aforesaid determination is hereto attached.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

BE IT RESOLVED by the Board of Commissioners of the City of Newark, that funds on deposit in the Fidelity Union Trust Company known as "City Treasurer 1939 Relief Account" be transferred to the account known as "City of Newark Direct Relief Funds for 1939"; and

BE IT FURTHER RESOLVED, that the funds on deposit in the Fidelity Union Trust Company known as "City Treasurer 1940 Relief Account" be transferred to the account known as "City of Newark Direct Relief Funds for 1940"; and

BE IT FURTHER RESOLVED, that Owen A. Malady, Overseer of the Poor, be and he is hereby empowered and designated to sign the necessary check or checks for the transfer of the said funds, as above indicated.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Naye: Commissioner Byrne.

Mayor Ellenstein offered the following resolution:

WHEREAS, property known and designated as No. 11 Mulberry Place, Newark, New Jersey, and more particularly described as follows:

"Map 9, Block 879, Lot 11;

"BEGINNING on the southwest-
erly side of Mulberry Place at the
easterly corner of a lot belonging to
Mrs. Elizabeth Ogden, thence run-
ning along her line south 33 de-
grees west 100' to the line of Eli-
hu B. Earl, thence running along
his line south 57 degrees east 20
feet to the line of Moses Price's
lot, thence along his line north 33
degrees east 100 feet to Mulberry
Place, thence along same North 57
degrees west 20' to the point and
place of beginning."

has been acquired by the City of New-
ark, through foreclosure, and is in
the custody of the Director of the
Department of Revenue and Finance;
and

WHEREAS, Mr. D. D. Smith, the
owner of premises known and desig-
nated as Nos. 9 and 13 Mulberry
Place, has submitted a proposal to
the City to lease the aforesaid prop-
erty at No. 11 Mulberry Place, at an
annual rental of Seventy-five (\$75.00)
dollars; and

WHEREAS, it is deemed unwise
and impracticable to advertise the
said property and receive bids because
of its small frontage;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Director of the Department of Revenue and Finance be and he is hereby authorized to enter into a lease, with the said Mr. D. D. Smith, for the renting of the said premises, No. 11 Mulberry Place, on a month to month basis, at the stipulated annual rental of Seventy-five (\$75.00) dollars.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

An application for permit to display fireworks by St. Anthony Celebration Committee of Newark on June 15th, 1940, at Empty Lot corner Academy and Wickliffe Streets, was received, read and ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, St. Anthony Celebration Committee of Newark, a non-pecuniary committee sponsoring the celebration of the Feast day of St. Anthony, has made application for a permit to display fireworks on the empty lot on the corner of Academy and Wickliffe Street, on Saturday, June 15-16, 1940, between the hours of 10 P. M. and 12 o'clock, midnight; and

WHEREAS, said application has been duly approved by the Chief of Police, Chief of the Fire Department, Acting Superintendent of Combustibles and Assistant Supervisor Department of Public Safety, of the City of Newark;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the permis-

sion is hereby granted to St. Anthony Celebration Committee of Newark, a non-pecuniary Committee sponsoring the celebration of the Feast Day of St. Anthony, to conduct the fireworks display as applied for on the posting of a bond in the sum of Two thousand five hundred dollars (\$2,500) as provided by Chapter 51 of the Laws of 1937, and said bond to be approved as to form by the Law Department.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by St. Anthony Celebration Committee of Newark, a non-pecuniary Committee sponsoring the official celebration of the feast day of St. Anthony, on June 15-16, 1940, between the hours of 10 P. M. and 12 o'clock, midnight, on the empty lot on the corner of Academy and Wickliffe Streets, Newark; and

WHEREAS, a bond required by Chapter 51 of the Laws of 1937, has been furnished by the International Fireworks Co. of Jersey City, New Jersey, and St. Anthony Celebration Committee of Newark, as principals, and National Surety Corporation (New York), as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said bond be approved.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Director of the Department of Public Affairs be, and he hereby is, authorized and directed to advertise for sealed proposals for the sale by the City of Newark of one second hand Brown Hoist crane, scrap iron and steel, brass, copper, used automobiles, trucks, tractors, grader, tire casings, cast steel wheels with solid tires, etc., now in possession of said Department, and to dispose of such material to the highest bidder, or bidders, for cash. Said proposals are to be received at such time and place as the said Director shall, in proper advertisement, designate.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Water Meter Parts, for the Department of Public Affairs; the following materials for the Department of Public Safety, License Tags, Badges and Plates, Four Door Sedan, and Ahrens-Fox Motor Parts (Proprietary).

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7585, dated May 15, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

AMERICAN WIRE FORM COMPANY—Jersey City, N. J.

(Public Affairs—Swimming Pools)

Checking equipment for swimming pools, as follows:

Wire Baskets, as per plans and specifications, for \$4,760.00.

Basket Clips, as per plans and specifications, for \$455.00.

Wrist Bands and Tags, as per plans and specifications for \$255.00.

SECURITY STEEL EQUIPMENT
COMPANY—Avenel, N. J.

(Public Affairs—Swimming Pools)

Checking Equipment for swimming pools, as follows:

Basket Racks, as per plans and specifications, for \$3,838.00.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7650, dated May 22, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City

of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

HAGIN & KOPLIN, INC.—
Newark, N. J.

(Public Safety)

Approx. 25 Ford Factory Rebuilt Motors, as per specifications @ \$120.00 each.

ALLOWANCE:

Approx. 25 Ford Motors, 1939, to be turned in @ \$70.25 each.

NOTE: For each new motor purchased, one (1) 1939 Motor, as indicated above will be exchanged. Additional charge if motor or heads are defective.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS: In accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7650, dated May 22, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the

lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

DOSCH-KING COMPANY—
Whippany, N. J.

(Public Affairs)

Approx. 6,000 gal. Tar Cold Patch @
\$.161 gal.

Approx. 200 tons Refined Asphalt Cement, RAC 1 @ \$12.68 ton.

STANDARD BITULITHIC COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 4,000 tons Fine Aggregate Bituminous Concrete @ \$4.05 ton.

Approx. 4,600 tons Asphalt Binder @
\$3.70 ton.

Approx. 300 tons Grade J Broken Stone @ \$3.45 ton.

CITIES SERVICE OIL COMPANY—
New York City.

(Public Affairs)

Approx. 300 tons Asphalt Cement Mineral Joint Filler @ \$20.10 ton.

THE HIGHWAY CORPORATION—
Newark, N. J.

(Public Affairs)

Approx. 200 tons Cold Mixed Asphalt

Concrete Top Course Material @
\$4.25 ton.

MULTIPLEX CONCRETE COMPANY—East Orange, N. J.

(Public Affairs)

Approx. 800 No. 1 Batter Units @
.139 each.

Approx 10,000 Barrel Units @ .139
each.

Approx. 2,000 Stretcher Units @ .105
each.

Approx. 1,000 Corner Units @ .21
each.

Approx. 2,000 Filler Units @ \$14.00
per M.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, the Director of the Department of Revenue and Finance was authorized by the Board of Commissioners to publicly advertise for the sale and demolition of the following buildings: 39-41 Jones Street, Newark, New Jersey; 114-126 Walnut Street, Newark, New Jersey; 264-266 Chestnut Street, Newark, New Jersey; and 258-260 Chestnut Street, Newark, New Jersey; and,

WHEREAS, he did on April 25, 1940, receive bids; and,

WHEREAS, he has determined that the fair and equitable one, and one for the best advantage of The City of Newark, is that of the Gerber Building Material & Supply Co., as hereinafter set forth:

1. The three-story frame building at 39-41 Jones Street, Newark — the City to pay the bidder \$45.00;
2. The three-story brick building at 114-126 Walnut Street, Newark—the bidder to pay the City \$202.50;
3. The two-story frame building at 264-266 Chestnut Street, Newark—the City to pay the bidder \$75.00;
4. The two-story frame building at 258-260 Chestnut Street, Newark—the City to pay the bidder \$35.00; and,

WHEREAS, the Director of the Department of Revenue and Finance has referred the matter to the Director of the Department of Parks and Public Property for the purpose of making the contract with the aforesaid Gerber Building Material & Supply Co., for the demolition of the aforesaid buildings, and for the amounts stated;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement with the aforesaid Gerber Building Material & Supply Co., for the demolition of the aforesaid buildings, and for the amounts stated, to be paid by the City in three instances and to be received by the City in one instance; the agreement being in form and substance approved by the Law Department.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of June, 1940, and the weekly payrolls as herein-after set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Benjamin Krusch and Alfonse Gialanella, temporary plasterer masons, transferred to the Shade Tree Bureau, effective June 17, 1940, at the same prevailing wage of \$14.50 per diem for each.

John Black, Cleaner, granted a leave of absence, without pay, for ten weeks, starting June 24, 1940, as per his request.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

John Black, Cleaner, two weeks, starting June 10, 1940.

Mary Egan, Cleaner, one week, starting June 10, 1940.

SHADE TREE

Hiram Williams, Laborer, 12 days, starting June 6, 1940.

William F. Brady, Laborer, 12 days, starting June 13, 1940.

Frank J. Stross, Laborer, 12 days, starting June 13, 1940.

John Prendergast, Laborer, 12 days, starting June 10, 1940.

SMOKE ABATEMENT

Herman A. Davis, Smoke Inspector, one week, starting June 17, 1940.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the position of Supervising Paymaster be and the same hereby is created in the Department of Public Affairs, effective June 1, 1940, at a compensation of \$4,000, per annum, appointment to be made by promotion from among employees now in the Department.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Projects Administration, Project Application No. 3-7-1168 to provide employment for 167 persons to be taken from the relief rolls of the City to be employed upon a general building construction and alterations and improvements to grounds project at the Newark Convalescent Hospital and Newark Alms House located on Irvington Avenue, Norman Road and Mt. Vernon Place in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$181,808.15 is contingent upon the expenditure of \$95,789.56 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$95,789.55 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The 68th Annual Convention of the International Association of Fire Chiefs is to be held at Spokane, Washington, August 5th to August 8th, inclusive, 1940; and,

WHEREAS, Peter Kiernan, Chief Engineer of the Fire Division of the Department of Public Safety of the City of Newark is a member of the International Association of Fire Chiefs; and,

WHEREAS, it is the opinion of the Board of Commissioners that the participation of said Peter Kiernan at said convention would inure to the benefit of not only the Department of Public Safety, but also the citizens of The City of Newark because of the exchange of ideas and views in regard to fire fighting methods and fire

fighting equipment used throughout the United States and Canada;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that said Peter Kiernan be paid the expenses incurred by him because of his attendance at said convention in Spokane, Washington, in an amount not exceeding Four Hundred Twenty-five Dollars (\$425.00).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk: I have two resolutions here, similar resolutions having been introduced before, one appointing Eugene X. Carson a member of the Board of Alcoholic Beverage Control, the other to fill the vacancy in the Board of Assessment and Revision of Taxes, appointing Ralph A. Villani to that.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that under and by virtue of the power and authority vested in them by law, and by the terms and conditions and provisions of a certain ordinance adopted by the Board of Commissioners of the City of Newark on third and final passage on July 28, 1937, entitled, "An Ordinance to Establish a Board of Assessment and Revision of Taxes, and to Provide for the Appointment of Members thereof, defining their duties and providing for the salaries of such members," that Ralph A. Villani be, and he is hereby appointed a member of the Board of Assessment and Revision of Taxes to take the place of Edward J. O'Brien, deceased, his said term of office to run pursuant to the provis-

ions of the above mentioned ordinance, at the annual salary therein provided of Four Thousand (\$4,000.00) Dollars, to be paid semi-monthly as other salaries are paid; said appointment to be effective as of June 12, 1940, and the City Clerk is hereby directed to place his name upon the payroll.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin, Mayor Ellenstein.

Nays: Commissioner Byrne.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that under and by virtue of the authority of the provisions of an Act of the Legislature of New Jersey entitled, "An Act Concerning Alcoholic Beverages," P. L. 1933, Chapter 436, Revised Statutes, Title 33, and its several amendments and supplements thereto, that Eugene X. Carson be, and he is hereby chosen and appointed as a member of the Municipal Board of Alcoholic Beverage Control of the City of Newark for a term commencing June 12, 1940, and ending April 24, 1943.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Byrne: Were you voting on that without the fourth commissioner?

Mayor Ellenstein Certainly

Commissioner Byrne: I thought we were not going to vote on these matters unless we had four men.

Mayor Ellenstein: I don't know where you got that idea from.

Commissioner Byrne: We don't vote on City Commissioner.

Mayor Ellenstein: That is right; that was the understanding.

Commissioner Byrne: I am walking out.

(Commissioner Byrne left the council chamber.)

Mayor Ellenstein: Since Director Byrne has destroyed the quorum, I will declare the meeting adjourned.

APPROVED.

PEARCE R. FRANKLIN

M. ELLENSTEIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 19, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellentsein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Byrne: I move they be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of Chapter 274, of the Laws of 1928.

The Board of Commissioners of the City of Newark Do Ordain:

1. The members of the Board of Adjustment, as provided for in the Zoning Ordinance, in accordance with Chapter 274, of the Laws of 1928, shall receive from and after the adoption of this Ordinance a salary of Two thousand (\$2,000.00) dollars

each per annum, such salaries to be paid as other salaries are payable.

2. All Ordinances and parts of Ordinances inconsistent herewith be and the same are hereby repealed;

3. This Ordinance shall take effect immediately after final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that July 3, 1940, at 11 A. M., (Daylight Saving Time), or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Fourteen Thousand, Three Hundred Seven Dollars and Sixty-five Cents (\$14,307.65) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from

June 1st to June 15th, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,611.18
Public Buildings—City	
Owned Property	219.86
Weights and Measures	541.66
Weights and Measures—	
Reserve for Dedicated	
Revenue	250.00
Printing and Stationery	210.00
Shade Tree	1,457.49
W.P.A. Project 1485-7	208.33
Central Purchase	1,600.82
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	\$ 14,307.65

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of Three Hundred Sixty-four Dollars and Forty-six Cents (\$364.46) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

1939

Public Buildings—Reserve
for Liabilities\$364.46

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Five Hundred Sixty-four Dollars and Twenty Cents (\$3,564.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 12th and June 15, 1940, as follows:

Shade Tree	\$ 2,226.20
Public Buildings	1,338.00
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	\$ 3,564.20

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of Fifteen Thousand, Seven Hundred Twenty-seven Dollars and Ninety-seven Cents (\$15,727.97) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Central Purchase	\$ 401.15
Director's Office	30.53
Maintenance of Dog Pound	625.00
Printing and Stationery—	
Miscellaneous Advertis-	
ing	152.53
Smoke Abatement	20.72
Printing and Stationery—	
Dedicated Revenue	7,536.03
Public Buildings	6,119.91
Public Buildings—City	
Owned Property	7.50
Weights and Measures	52.62
W.P.A. Project No. 7206-7	134.50

W.P.A. Project No. 6231-7	162.84
Shade Tree	484.64
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	\$ 15,727.97

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand, Ninety-seven Dollars and Sixty Cents (\$12,097.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East) \$	1,467.25
Swimming Pool Construction (Hayes Park East)	50.00
Swimming Pool Construction (Hayes Park West)	1,896.04
Swimming Pool Construction (Hayes Park West)	71.50
Swimming Pool Construction (Boylan Street)	1,408.96
Swimming Pool Construction (Clifton Avenue)	1,192.25
Swimming Pool Construction (Clifton Avenue)	14.00
Swimming Pool Construction (Hayes Park East)	1,868.30
Swimming Pool Construction (Hayes Park West)	1,893.80
Swimming Pool Construction (Boylan Street)	2,113.95
Swimming Pool Construction (Clifton Avenue)	121.55
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	\$ 12,097.60

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nayes: Commissioner Byrne.

RESOLVED: That the sum of three hundred fifty-seven dollars and twenty-nine cents (\$357.29) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$233.60
Streets	12.00
Street Cleaning	12.55
Newark Industrial Comm.	16.45
Port Newark Operations	15.31
Public Lighting	5.00
Motors	16.16
Sewers	10.00
City Planning (WPA Project No. 7215-O)	11.46
Toy Mending (WPA Project No. 7050-O)	24.76
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	\$357.29

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of sixty-three thousand seven hundred six dollars and seventy cents (\$63,706.70) be and the same hereby is appropriated to the persons named,

as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 1,036.29
Reserve for Liabilities (City Clerk)	60.00
City Clerk's Office	308.00
Surveys	12.18
Port Newark Operations	25.00
Carfares	30.00
City Clerk	105.21
Water	95.00
Free Library	48,354.17
Newark Museum	9,062.50
Joint Outlet Sewer Main- tenance	4,618.35
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	\$ 63,706.70

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of forty-eight thousand four hundred eight dollars and thirty-three cents (\$48,408.33) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:
City Treasurer, semi-monthly payroll, period June 1-June 15, 1940, both incl.

Director's Office	\$ 1,452.07
Port Newark Operations	2,985.40
Bureau of Lighting	432.50
Bureau of Streets	5,962.87
Sidwalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	4,123.28
Bureau of Surveys	3,384.16

Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	19,340.91
Swimming Pool Projects ..	558.33
Newark Labor Relations Board	390.00
Sewer Construction	832.91
Bureau of Street Cleaning (Reserve for Liabilities)	200.00
City Clerk	3,246.22
Elections	385.00
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	\$ 48,408.33

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of thirty-seven thousand five hundred thirty-five dollars and thirty-eight cents (\$37,535.38) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll, period ending June 12, 1940.

Port Newark Operations	\$ 1,906.65
Bureau of Motors	2,797.82
Bureau of Streets	2,021.07
Bureau of Sewers	963.10
House Sewer Connections..	533.27
Bureau of Street Cleaning	19,811.33
Street Construction	411.11
Bureau of Water	9,091.03
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	\$ 37,535.38

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of ten thousand, two hundred eighty dollars and forty-one cents (\$10,280.41) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 6926-7)	\$ 7,895.60
Street Construction (WPA Project No. 6951-7)	392.81
City Planning (WPA Pro- ject No. 7215-O)	2.00
Toy Mending (WPA Pro- ject No. 7070-0)	200.00
Furniture and Metal Work (WPA Project No. 5209-A)	400.00
Household Workers (WPA Project No. 5183-A)	100.00
Museum Extension (WPA Project No. 4510-A)	300.00
City Wide Clerical Project (WPA Project No. 5218A and 5226A)	300.00
Home Making (WPA Pro- ject No. 76-7)	150.00
Consolidated NYA Applica- tions (Community Centre)	400.00
NYA Garment Project (WPA Project No. 19- 3EN-42)	50.00
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	\$ 10,280.41

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of thirteen thousand five hundred ninety-seven dollars and thirty-four cents (\$13,597.34), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$ 937.06
Band Concerts	1,233.00
Emergency Relief— Administration	1,090.62
Emergency Relief— Administration	6,948.60
Ivy Hill Power Plant	844.43
Ivy Hill Power Plant	1,737.00
Outdoor Poor Department	15.80
Board of Adjustment	323.45
Director's Office	94.05
Law Department	36.06
Emergency Relief	55.95
Bureau of Health	55.95
Law Department	225.37
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	\$ 13,597.34

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of one hundred four thousand six hundred thirty-eight dollars and seventy-seven cents (\$104,638.77) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of June, 1940, as follows:

Director's Office	\$ 1,468.32
W.P.A. Project 5410-7	166.66
Bureau of Health	25,748.11
U. S. Health Sanitation	
Account	408.33
Newark City Hospital	24,839.64
Convalescent Hospital	1,953.92
Newark City Home	944.58
Bureau of Baths	5,204.98
Newark City Alms House	2,533.32
Ivy Hill Power Plant	2,983.69
Outdoor Poor Department	1,637.48
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—	
Administration	32,346.45
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	\$104,638.77

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of four hundred twenty-seven dollars and fifty cents (\$427.50) be and the same is hereby appropriated to the City Treasurer, same being the supplementary payrolls of the Department of Revenue and Finance, from February 19th, 1940 to June 5th, 1940, inclusive, as follows:

Tax Revaluation—W.P.A.....\$128.75

Tax Receiver (Bookkeeping and Billing Division)	113.75
Reserve for Liabilities	
(Auditor's Office)	185.00
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	\$427.50

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of twenty-three thousand six hundred ninety-seven dollars and thirty-seven cents (\$23,697.37) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from June 1st, 1940, to June 15th, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,810.98
Auditor's Office	1,634.56
Treasurer's Office	1,256.81
Tax Receiver — Cashier's	
Division	1,300.76
Tax Receiver—Addressograph Division	462.46
Tax Receiver—Bookkeeping and Billing Division	2,790.67
Tax Receiver—Counter	
Division	896.82
Personal Tax Arrears	1,405.51
Tax Board—Assessors	
Division	5,832.54
Tax Board—Surveyors Division	1,389.26
Tax Revaluation—W.P.A....	208.33
Assessments Local Improvements	614.57
Revenue and Finance —	
Pension Salaries	437.50
First District Court	1,190.82
Second District Court	1,115.80
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	\$ 23,697.37

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of seventeen dollars and eight-eight cents (\$17.88) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 4.35
Tax Receiver—Counter Division	8.40
Auditor's Office	5.13
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	\$17.88

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of two hundred fifty-six thousand, one hundred forty-nine dollars and ninety-one cents (\$256,149.91) be and the same is hereby appropriated to persons named, on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 4.60
Comptroller's Office	47.50
Tax Receiver—Addressograph and Billing Div. ..	1,838.60
Tax Board—Assessors Div.	21.50

Second District Court . . .	13.50
Passaic Valley Sewer Maintenance	200,000.00
Pension Funds—Fire and Police	50,000.00
Remission—Prior Years Taxes	3,491.75
Reserve for Overpayment, Tax Receiver	183.63
Reserve for Overpayment, Comptroller	548.75
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	\$256,149.91

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of seven hundred forty thousand, four hundred eighty-two dollars and fifty-two cents (\$740,482.52) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$740,482.52

Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of two hundred sixteen thousand, five

hundred nineteen dollars and twenty-seven cents (\$216,519.27) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from June 1 to 15, 1940, incl., as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,387.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	78,532.00
Police Division	129,210.72
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	\$216,519.27

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Nayes: Commissioner Murphy.

RESOLVED, That the sum of sixteen thousand, one hundred seventy-one dollars and fifty-four cents (\$16,171.54) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

License Division	\$ 113.10
Municipal Board of Alcoholic Beverage Control ..	230.31
Police Division	15,637.93
Police Courts	190.20
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	\$ 16,171.54

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Nayes: Commissioner Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS: Anna Marzano is the widow of Michael Marzano who was an honorably discharged veteran and is entitled to an annual exemption of \$500 from the assessed value of her real estate, but failed to obtain the same for the year 1939; and

WHEREAS: the said Anna Marzano still is living in widowhood; and

WHEREAS on October 1st, 1938 Anna Marzano was the owner of record of premises known and designated as Block 779, Lot 19, 827-829 Clifton Avenue, Newark, New Jersey, which was assessed at a valuation of \$8,700.00, tax \$395.85;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark, that the said Anna Marzano be granted exemption of \$500.00, tax \$22.75 for 1939 for the assessed valuation on her property known as Block 779, Lot 19, 827-829 Clifton Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Herman Rubin is an honorably discharged veteran and is entitled to an annual exemption of \$300.00 from the assessed value of his taxable property, but failed to obtain same for 1939; and

WHEREAS on October 1st, 1938 the said Herman Rubin was the owner of personal property located at 163 Belmont Avenue, Newark, which was assessed at a valuation of \$1,500, tax \$68.25;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Herman Rubin be granted an exemption of \$300.00, tax \$13.65 for 1939 and that the Receiver be and he is hereby authorized to record the said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desired to make further provision for the issuance of notes pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance appropriating \$600,000 for school purposes and providing for the issuance of notes to meet such appropriation," adopted by the Board of Commissioners on the

29th day of May, 1940, notes of said City of the aggregate principal amount of \$85,000, in addition to the notes of the aggregate principal amount of \$500,000 authorized by the resolution adopted by the Board of Commissioners on the 5th day of June, 1940, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the ordinance herein-after described have been duly adopted by the Board of Commissioners of The City of Newark, and the Board of Commissioners desires to make provision for the issuance of the bonds authorized by said ordinances; NOW, THEREFORE,

The Board of Commissioners of the City of Newark DO RESOLVE as follows:

Section 1. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 1st day of May, 1940, shall be of the aggregate principal amount of \$80,000, and shall be designated "Equipment Bonds." Said bonds shall consist of eighty bonds of the denomination of \$1,000 each, numbered from 1 to 80, inclusive, in the order of their maturity, and shall be dated July 1, 1940, and shall mature serially on July 1st in each year as follows, viz.: Fifteen bonds in each of the years 1941 to 1944, inclusive, and twenty bonds in 1945.

Section 2. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Water Bonds of the City of Newark, and

providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 1st day of May, 1940, shall be of the aggregate principal amount of \$156,000, and shall be designated "Water Bonds." Said bonds shall consist of one hundred and fifty-six bonds of the denomination of \$1,000 each, numbered from 1 to 156, inclusive, in the order of their maturity, and shall be dated July 1, 1940, and shall mature serially on July 1st in each year as follows, viz.: Five bonds in each of the years 1941 to 1964, inclusive, and six bonds in each of the years 1965 to 1970 inclusive.

Section 3. The bonds of the City of Newark to be issued pursuant to the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of the City of Newark," adopted by the Board of Commissioners of said City on the 28th day of February, 1940, shall be of the aggregate principal amount of \$1,175,000, and shall be designated "Poor Relief Bonds of 1940." Said bonds shall consist of eleven hundred and seventy-five bonds of the denomination of \$1,000 each, numbered from 1 to 1175, inclusive, in the order of their maturity, and shall be dated March 1, 1940, and shall mature serially on March 1st in each year as follows, viz.: Two hundred and thirty-five bonds in each of the years 1941 to 1945, inclusive.

Section 4. Said bonds shall bear interest at a rate or rates which shall be hereafter determined by the Board of Commissioners and shall not exceed six per centum (6%) per annum. The interest on said Equipment Bonds and said Water Bonds shall be payable semi-annually on each January 1st and July 1st subsequent to the date of said bonds, and the interest on said Poor Relief Bonds of 1940 shall be payable semi-annually on each March 1st and December 1st subsequent to the date of said bonds.

Section 5. Said bonds shall be coupon bonds registerable at the option of the holder either as to principal only or as to both principal and interest. Such principal and interest shall be payable in lawful money of the United States of America at The National State Bank of the City of Newark, in Newark, New Jersey. Each of said Bonds shall be signed by the Mayor of Said City and countersigned by the Director of the Department of Revenue and Finance of said City. The corporate seal of said City shall be affixed to each of said bonds and such bond and said seal shall be attested by the City Clerk. The interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 6. Each of said Equipment Bonds and said Water Bonds shall be issued in substantially the following form:

No.....

No.....

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
THE CITY OF NEWARK

\$1,000 Bond \$1,000

The City of Newark, a municipal corporation in the County of Essex and State of New Jersey, for value received hereby acknowledges itself indebted and promises to pay to the bearer of this bond, or, if this bond be registered, to the registered holder thereof, the sum of

ONE THOUSAND DOLLARS
(\$1,000)

on the 1st day of, 19....., with interest thereon from the date hereof

at the rate of per

centum (%) per annum, payable

semi-annually on each . . . 1st

and1st subsequent to the date of this bond, upon presentation and surrender of the annexed coupons therefor as they severally become due, or, if this bond be converted into a fully registered bond, to the registered holder thereof. Both principal of and interest on this bond are payable in lawful money of the United States of America, at the principal office of the National State Bank of the City of Newark, in the City of Newark, New Jersey. This bond may be registered as to principal by the holder in his name on the books of the Comptroller of said City, and such registration noted, hereon after which no valid transfer hereof shall be made except on said books until after registered transfer to bearer. Such registration shall not affect the negotiability of the coupons, which shall continue to be transferable by delivery. At the request of the holder of this bond, it will be converted into a fully registered bond and the coupons hereto annexed detached and cancelled, and thereafter both principal and interest will be payable only to the registered holder hereof. This bond is one of an issue of bonds of like date and tenor, except as to number and maturity, and is issued pursuant to The Local Bond Law (Chapter 1 of Title 40 of the Revised Statutes of New Jersey) and pursuant to an ordinance duly adopted by the Board of Commissioners of said City on the 1st day of May, 1940. It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, be performed or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that this bond, together with all other indebtedness of said City, is within every debt and other limit prescribed by the Constitution or statutes of said State, and the faith and credit of said City are here-

by pledge irrevocably to the punctual payment of the principal of and interest on this bond in accordance with its terms.

IN WITNESS WHEREOF, The City of Newark has caused this bond to be signed by its Mayor and countersigned by its Director of the Department of Revenue and Finance, and its corporate seal to be hereunto affixed, and this bond and said seal to be attested by its City Clerk, and the annexed coupons to bear the fac-simile signature of said Director, and this

bond to be dated 1940.

.....
Mayor.

COUNTERSIGNED:

.....
Director of the Department of
Revenue and Finance.

ATTEST:

.....
City Clerk.

Section 7. Each of said Poor Relief Bonds of 1940 shall be in the form prescribed by Section 6 of this resolution, except that the fourth sentence in each of said bonds shall read as follows:

"This bond is one of an issue of bonds of like date and tenor, except as to number and maturity, and is issued pursuant to Chapter 332 of the Laws of 1939, of New Jersey, as amended by Chapter 395 of the Laws of 1939 of New Jersey, in the manner or mode of procedure prescribed by The Local Bond Law (Chapter 1 of Title 40 of the Revised Statutes of New Jersey) and pursuant to an ordinance duly adopted by the Board of Commissioners of said City on the 28th day of February, 1940."

Section 8. Each of the interest coupons to be attached to said bonds shall be in substantially the following form:

No. \$.....

On the 1st day of, 19....,

The City of Newark, New Jersey, will pay to the bearer

..... DOLLARS (\$.....)

in lawful money of the United States of America, at The National State Bank of the City of Newark, in the City of Newark, New Jersey, being the semi-annual interest then due on

its..... bond, dated

1940, and numbered

.....
Director of the Department of
Revenue and Finance.

Section 9. There shall be endorsed upon each of said bonds provisions suitable for the registration of said bonds in substantially the following form:

CONVERSION CERTIFICATE

IT IS HEREBY CERTIFIED that at the request of the holder of the within bond, I have this day cut off

and destroyed..... coupons attached to said bond, numbered from

..... to, inclusive, of the

amount and value of

Dollars (\$.....) each, amount-

ing in the aggregate to.....

Dollars (\$.....), and that said bond is hereby converted into a registered bond, with the principal there-

of and semi-annual interest thereon

City Comptroller.

payable to or
assignee or legal representative.

NOTICE: No writing on this bond except by an officer of the City of Newark.

Dated,, 19

Date of Registration	In Whose Name Registered	City Comptroller

Section 10. The Mayor, Director of the Department of Revenue and Finance and City Clerk are hereby authorized and directed to execute said bonds, when they shall have been sold in the manner provided by law.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to make provision for the sale of the bonds hereinafter described: NOW, THEREFORE,

The Board of Commissioners of the City of Newark do resolve as follows:

Section 1. The Director of the Department of Revenue and Finance is hereby authorized and directed to publish a notice of the sale of the \$80,000 Equipment Bonds, the \$156,000 Water Bonds, and the \$1,175,000 Poor Relief Bonds of 1940 of The City of Newark, which are to be issued pur-

suant to the resolution adopted by the Board of Commissioners on the 19th day of June, 1940. Said notice of sale shall be published in the Daily Bond Buyer, which is hereby determined to be a publication carrying municipal bond notices devoted primarily to the subject of state and municipal bonds, published in New York City, and in one of the official newspapers of the City of Newark. Said notice shall be so published more than seven days prior to the time fixed for the receipt of sealed proposals for the purchase of said bonds.

Section 2. Said notice of sale shall be in substantially the following form:

NOTICE OF SALE
THE CITY OF NEWARK,
NEW JERSEY
\$1,411,000 BONDS

Sealed proposals will be received by the Director of the Department of Revenue and Finance of The City of Newark, at his office in the City Hall, Newark, New Jersey, on Tuesday, July 2, 1940, at 11 o'clock, A. M., (Daylight Saving Time) when they will be publicly opened, for the purchase of the following three issues of bonds of The City of Newark, viz.:
(1) \$80,000 Equipment Bonds dated

July 1, 1940, payable, \$15,000 of bonds on July 1st in each of the years 1941 to 1944, inclusive, and \$20,000 of bonds on July 1, 1945.

(2) \$156,000 Water Bonds dated July 1, 1940, payable, \$5,000 of bonds on July 1st in each of the years 1941 to 1964, inclusive, and \$6,000 of bonds on July 1st in each of the years 1965 to 1970, inclusive.

(3) \$1,175,000 Poor Relief Bonds of 1940 dated March 1, 1940, payable, \$235,000 of bonds on March 1st in each of the years 1941 to 1945 inclusive.

Interest on the Equipment Bonds and the Water Bonds is payable semi-annually on January 1st and July 1st, Interest on the Poor Relief Bonds of 1940 is payable semi-annually on March 1st and September 1st. The bonds are of the denomination of \$1,000 each, and are coupon bonds, registerable at the option of the holder as to principal only or as to both principal and interest, and are payable in lawful money of the United States of America at the National State Bank of Newark, in Newark, New Jersey.

The bonds will bear interest at a rate which will not exceed six per centum (6%) per annum. In bidding for the bonds, bidders must consider the bonds as constituting a single issue of bonds. Bidders are invited to name the rate of interest which the bonds are to bear. The rate named must be a multiple of one-quarter of one per centum per annum, and must be the same for all the bonds bid for. No proposal will be considered naming a rate higher than the lowest rate named in any legally acceptable proposal received by the Director of the Department of Revenue and Finance. If two or more Proposals name the lowest interest rate, the bonds will be sold to the bidder offering to pay

the sum of \$1,411,000 and to accept therefor the least amount of bonds, the bonds to be accepted being those first maturing, and if two or more of such bidders offer to accept the same least amount of bonds, the proposal of the bidder offering to pay therefor the highest additional price will be accepted. The price for which the bonds may be sold cannot exceed \$1,412,000.

The purchaser must pay accrued interest from the date of the bonds to the date of delivery. No interest will be paid upon the deposit made by the successful bidder. The right is reserved to reject all bids.

Proposals should be addressed to the undersigned Director of the Department of Revenue and Finance of The City of Newark, New Jersey, and enclosed in a sealed envelope marked on the outside "Proposals for Bonds." Bidders must at the time of making their bids deposit a certified or cashier's or treasurer's check for \$28,220, drawn upon a bank or trust company for such amount, to the order of The City of Newark, to secure the City from any loss resulting from a failure of the bidder to comply with the terms of his bid. Checks of unsuccessful bidders will be returned upon the award of the bonds.

The successful bidder will be furnished with the opinion of Messrs. Reed, Hoyt, Washburn & Clay, of New York City, that the bonds are valid and binding obligations of the City of Newark.

Bidders in submitting their bids, must use the bidding forms which will be furnished by the undersigned upon request.

By order of the Board of Commissioners.

Dated, June, 1940.

.....
Director of the Department of
Revenue and Finance.

Section 3 The Director of the Department of Revenue and Finance is hereby authorized and directed to receive sealed proposals for the purchase of said bonds and to sell said bonds pursuant to and in accordance with said notice of sale.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the "Newark Star-Eagle" has discontinued, and the "Newark Ledger" has adopted the style "Newark Star-Ledger," both of which have heretofore been designated, among others, officials newspapers for the publication of advertisements and notices of the City required by law to be published by the municipality;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the "Newark Star-Ledger" be and it is hereby designated an "official newspaper" of the City of Newark for the purpose aforesaid, and that the official designations of "Newark Star-Eagle" and "Newark Ledger" are hereby discontinued.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

An application for permit to display fireworks, signed by Clyde A. Zukwert, Chairman, Committee designated for celebration of July 4, sponsored by Civic Club Council, at Weequahic Park, on July 4th (alternate date July 6th) at 9 P. M. was received and ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, The Committee designated for celebration of July 4th, sponsored by Civic Club Council, has made application for permit for fireworks display at Weequahic Park, Newark, New Jersey, on Thursday, July 4th, 1940, at 9 o'clock P. M.—alternate date July 6th, 1940; and

WHEREAS, said application has been duly approved by the Chief of Police, Chief of the Fire Department, Acting Superintendent of Combustibles and Assistant Supervisor Department of Public Safety, of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that permission is hereby granted to the said Committee designated for celebration of July 4th—sponsored by Civic Club Council, sponsoring the official celebration of the Fourth of July, to conduct the fireworks display as applied for on the posting of a bond in the sum of Ten Thousand Dollars (\$10,000.), as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to the City of Newark by Fourth of July Committee of the City of Newark, New Jersey, a non-pecuniary Committee sponsoring the official celebration of July 4th, 1940 at Weequahis Park, Newark, New Jersey, on Thursday, July 4th, 1940, at 9 o'clock P. M.—alternate date July 6th, 1940; and

WHEREAS, a bond required by Chapter 51 of the Laws of 1937, has been furnished by the New York Fireworks Co., Inc., of 953 Monroe Street, North Bergen, New Jersey, and Fourth of July Committee of the City of Newark, New Jersey, as principals, and Peerless Casualty Company (New York), as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that said bond be approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Cod Liver Oil and Bottles, for the Bureau of Health, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7650, dated May 22, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

J. P. CALLAGHAN, INC.—
Harrison, N. J.

(Public Affairs)

Approx. 5,000 cu. yds. 1:3:6 Ready Mixed Concrete with Grade C or E Broken Stone Aggregate @ \$5.02 cu. yd.

Approx. 1,000 cu. yds. 1:2:4 Ready Mixed Concrete with Grade C or E Broken Stone Aggregate @ \$5.70 cu. yd.

Approx. 5,000 cu. yds. Grade C. Broken Stone Aggregate @ \$1.55 cu. yd.

Approx. 3,000 cu. yds. Concrete Sand @ \$1.23 cu. yd.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 5,000 bags Regular Portland Cement, to be delivered by truck @ \$.55 per bag.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7704, dated May 29, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as de-

termined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

EMIL A. SCHROTH—Newark, N. J.
(Public Affairs)

Approx. 30,000 lbs. Pig Lead @ seven percent (7%) above Pig Lead quotation for the City of New York as published in the "American Metal Market and Daily Iron and Steel Report" for the day following receipt of purchase order issued by the Department of Central Purchase.

SIMPLEX VALVE & METER
COMPANY—New York, N. Y.

(Public Affairs)

Approx. 12 Automatic Air Valves, as per specifications @ \$323.75 each.

WARREN FOUNDRY & PIPE CORPORATION—New York, N. Y.

(Public Affairs)

Approx. 144 lin. ft. of 8" diameter Class "E" Pipe @ \$1.60 foot.

Approx. 624 lin. ft. of 12" diameter Class "E" Pipe @ \$2.965 foot.

Approx. 4 tons 6 to 20" Castings Class "F."

A—Delivered f.o.b. Division of Water, Wilson Avenue Yard, Newark, N. J. @ \$130.00 N. T.

B—Delivered f.o.b. Division of Water truck at foundry @ \$128.20 N. T.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7650, dated May 22, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

K. M. BYRAM & SON—
Upper Montclair, N. J.

(Parks & Public Property)

Material for Harrison Park Play Area, in accordance with specifications on file in the Department of Central Purchase:

Approx. 11,000 gal. Asphaltic Soil Stabilizer @ \$.149 per gallon.

Approx. 4,900 sq. yds. Top Course Asphaltic Mixture as per mix specified in specifications, including cork finish @ \$.614 per yard.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7650, dated May 22, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specification on file in the Department of Central Purchase, in the City of Newark.

JAMES H. MILLER & COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 5,000 bags Regular Portland Cement, carload delivery to City Asphalt Plant @ .52 bag.

Approx. 2,000 bags H.E.S. Portland Cement, truck delivery throughout the City @ .68 bag.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7704, dated May 31, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Meats and meat products for the va-

rious institutions in the Department of Public Works, for the period of two (2) months from July 1, 1940 to August 31, 1940, inclusive:

Approximately

M. Augenblick & Bros., Inc	\$1,391.08
Essex Beef Company	2,396.52
John Gialanella	1,975.25
Fred Horns	3,756.72
Ideal Packing Company	3,159.46
Lair & Brydon	2,989.11
Palumbo & Cicalese	1,677.28

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7763, dated June 5, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of

the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark. Milk and Cream for delivery to the

various institutions in the Department of Public Works, for the period of ninety days, divided into thirty day periods, between the following named firms, all at the prices listed below:

CLINTON MILK COMPANY—
Newark, N. J.

DAIRYMEN'S LEAGUE CO-OPERATIVE ASSOCIATION, INC.—
Newark, N. J.

TILTON DAIRY FARMS OF NEWARK—
Newark, N. J.

Approx. 82,215 qts. Milk, 40 qt. cans
.1035 per qt.

Approx. 1,736 qts. Milk, 1 qt. bottles
@ .117 per qt.

Approx. 672 qts. Buttermilk, 1 qt.
bottles @ .0765 per qt.

Approx. 30 bot. Cream, Heavy 1 pt.
bottles @ .27 per pt.

Approx. 260 bot. Cream, Heavy $\frac{1}{2}$ pt.
bottles @ .153 per $\frac{1}{2}$ pt.

Approx. 639 bot. Cream, Heavy 1 qt.
bottles, @ .495 per qt.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did publicly advertise for and solicit bids for following work, to wit: binding six (6) Land Value Map Books; and,

WHEREAS, the only bidder, F. Enderlin & Son, submitted bid of \$22.00 for two (2) sets of cloth pages and \$76.00 for four (4) sets of paper pages;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to have work done accordingly and as per specifications on file in his office.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did publicly advertise for and solicit bids for binding two (2) sets of State Board Remissions for years 1936 and 1937; and,

WHEREAS, the only bid submitted was that of F. Enderlin & Son, at \$9.80;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the said Director be and he is hereby authorized to have work done accordingly and as per specifications on file in his office.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved:

Central Purchase:

City Treasurer, postage	\$114.27
Howard Inspecting & Testing Laboratory, Testing Cold Tar Patch	12.00
Jersey Central Garage, storage	8.00
Charles F. Restaino, M.D., services	6.00
Western Pine Association, Lumber Inspection	20.80

Director's Office:

City Treasurer, Postage	12.00
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Printing and Stationery—Miscellaneous Advertising:

Newark Evening News, Miscellaneous Advertising	119.39
Newark Star Ledger, Miscellaneous Advertising	17.16

Newark Sunday Call, Miscellaneous Advertising....	15.98
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Smoke Abatement:

Insurance Fund Commission, Additional Premium on Fire Insurance on Equipment	2.64
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City Treasurer, Postage	5.00
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Printing and Stationery: Dedicated Revenue

Newark Evening News, Bound Volumes	27.00
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Newark Typewriter Repair Shop, repairing typewriters	35.05
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Woodstock Typewriter Co., typewriter rentals	14.75
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Public Buildings:

Insurance Fund Commission, Medical Compensation	25.50
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N. J. Bell Telephone Co., Direct Wires—Contract	239.94
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N. J. Bell Telephone Co., City Hall Switchboard—Contract..	777.56
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Charles F. Restaino, M. D., Services	15.00
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Public Buildings—City Owned Property:

Department of Public Affairs, Water, Water Assessment....	7.50
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Weights and Measures:

Superior Garage of Newark, Inc., Storage and Services	37.50
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Shade Tree:

Carl Bannwart, Incidentals	6.34
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City Treasurer, Postage	5.00
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Cornelius J. Cronin, Transportation and Telephone Calls	5.00
Foley Chevrolet Motor Sales Sales Co., repairs to truck....	18.04
S. H. Grossman, Inc., Lubricating Truck	1.00
Wm. C. Hicks, Transportation, Telephone Calls	3.00
Insurance Fund Commission, Fire Insurance on Equipment	250.00
Walter MacPherson, Transportation and Telephone Calls	5.00
S. Newbarth, Transportation and Telephone Calls	5.00
McCarthy & Sharkey, Tire Repairs	1.00
Public Service Electric & Gas Co., Electric	18.18
Andrew J. Sweeney, Transportation and Telephone Calls	5.00
Hugh P. Sweeney, Transportation and Telephone Calls	5.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, the prevailing union rate of pay for Plumber's Helper is \$7.00 per day in private enterprise and in public work; and

WHEREAS, Francis McEnroe is a Plumber's Helper at the City Hospital and has been for some time past, and is employed at a salary of \$27.00 per week; and

WHEREAS, the said Francis McEnroe by reason of the duties he performs is entitled to the said compensation.

BE IT RESOLVED, that the salary of Francis McEnroe, Plumber's Helper at the City Hospital, Department of Public Works, be and the same is hereby adjusted and fixed at \$7.00 per day for each five working days of the week. This adjustment in salary is to take effect July 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

WHEREAS, Dr. Mitchell E. Shack has been in attendance at the Dental Clinic of the Newark Health Department during clinic hours on Tuesday, Thursday and Saturday of each week at a salary of Six Hundred (\$600.00) Dollars per annum, and

WHEREAS, he is now called upon to be in attendance at the Dental Clinic every working day of the week, doing dental clinic work.

NOW, THEREFORE, BE IT RESOLVED, that the salary of said Dr. Mitchell E. Shack be adjusted from six hundred (\$600.00) dollars per annum to nine hundred sixty (\$960.00) dollars per annum as of June 15, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of June, the first half of July, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

James J. Smith, Elevator Operator, granted a two months' leave of absence, without pay, effective June 18th, 1940, as per his request.

James Glancy, temporarily appointed Elevator Operator, at a salary of \$1,200.00 per annum, effective June 18th, 1940, for a period of two weeks.

Mr. Glancy is being temporarily employed during two weeks of the leave of absence of James J. Smith.

Martin J. Bowe, temporarily appointed Watchman, at a salary of \$1,200.00 per annum, effective June 15th, 1940.

Mr. Bowe is being temporarily employed during the illness of George Hertzog, City Hall Policeman.

Peter F. Marron, Fireman, transferred to the Department of Public

Works, effected July 1st, 1940, at the same salary of \$3,000.00 per annum.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PRINTING AND STATIONERY

Frank Maher, Utilityman, two weeks, starting July 8th, 1940.

PUBLIC BUILDINGS

John Begley, Electrician, two weeks, starting June 17, 1940.

Edward Fay, Elevator Operator, two weeks, starting June 29, 1940.

Thomas Celentano, Elevator Operator, one day in his vacation June 12th, 1940.

James H. Kelly, Carpenter, sixteen days, starting July 1, 1940.

Terrence Butler, Watchman, two weeks, starting July 2, 1940.

Anna Bader, Cleaner, two weeks, starting July 8, 1940.

Sam Labowitz, Cleaner, two weeks, starting July 1, 1940.

Josph La Francis, Laborer, two weeks, starting July 1, 1940.

Joseph Purcell, Laborer, two weeks, starting July 1, 1940.

Abe Freund, Cleaner, two weeks, starting July 1, 1940.

William Vogel, Elevator Operator, two weeks, starting July 1, 1940.

Harold Murphy, Laborer, two weeks, starting July 1, 1940.

Catherine Campbell, Cleaner, two weeks, starting July 1, 1940.

Elizabeth Matusiak, Attendant, two weeks, starting July 1, 1940.

Margaret Brown, Cleaner, two weeks, starting July 1, 1940..

Margaret Cullen, Cleaner, two weeks, starting July 1, 1940.

Margaret McKinney, Attendant, two weeks, starting July 1, 1940.

Jennie Pink, Cleaner, two weeks, starting July 1, 1940.

DIRECTOR'S OFFICE

Edna M. Holdsworth, Executive Clerk, six days of her vacation, starting July 5th, 1940.

SHADE TREE

Francis J. Sheridan, Laborer, 12 days, starting June 13, 1940.

Alfonso Onavi, Laborer, 12 days, starting June 20, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS the Welfare Committee of the Irish War Veterans of Newark, New Jersey, will sponsor a Charity Circus and Rodeo for the benefit of crippled and under-privileged children, and

WHEREAS said event will be held for four days, June 24, 25, 26, 27, 1940, at Ironbound Oval in the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that we take cognizance of this event by designating Wednesday, June 26, 1940, as Municipal Employees Night, to encourage voluntary attendance and cooperation so that this charity event will be a deserving success.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following certification was received and read:

STATE OF NEW JERSEY)
)ss.:
THE CITY OF NEWARK)

I, HARRY S. REICHENSTEIN, City Clerk of the City of Newark, in the State of New Jersey, DO HEREBY CERTIFY that no protest or protests against the making of any improvement or the incurring of any indebtedness authorized to be made or incurred by the ordinance entitled "An Ordinance appropriating \$600,000 for School Purposes and providing for the issuance of notes to meet such appropriation," adopted by the Board of Commissioners of said City on the 29th day of May, 1940, have been filed in the office of the Clerk of said City or presented to the Board of Commissioners of said City, and no petition protesting against the passage of said ordinance has been filed in the office of said City Clerk or presented to said Board of Commissioners.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City this 19th day of June, 1940.

H. S. REICHENSTEIN,
City Clerk.

Mayor Ellenstein: In compliance with the State law I will entertain a motion that the certified copy of the statement be attached to and made part of the ordinance.

Commissioner Franklin: I so move you.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

June 11, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*68-74 Chapel Street; Consolidated Iron & Steel Co.; renewal of permit for automobile dismantling; such use to be limited to the period of one year ending January 6, 1941;

374 New York Avenue; Edwin F. Pfeifer; in a 1st business district the construction and operation of commercial garage; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; on condition that there be no rear entrance for the use of vehicles;

253 Mount Prospect Avenue; Joseph G. Berardinelli; in a 3rd residence district the establishment of a funeral home;

884-888 Summer Avenue; Joseph Gennari, owner; in a 1st business district the construction and operation of a gasoline station; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

772-776 South Orange Avenue; Alois Emmel; in a 2nd business district the establishment and operation of a public garage; on condition that no automobile body work or painting be done on or about the premises; same to be operated and maintained in conformity with the rules of this Board;

838-842 Summer Avenue; Maria Mastriocovo, owner, in a 1st business district the alteration of existing gasoline station (change in location of driveways, pumps and greasing pit); same to be in accordance with the plans filed with this Board and to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year;— (No objectors);

*23-25 Dey Street; Ed. Morganstern; renewal of permit for automobile sales station; such use to be limited to the period of one year ending May 10, 1941;

522-524 Bloomfield Avenue; Sam Altavilla, owner; in a 2nd business district the reconstruction of gasoline station including lubritorium; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

*37-39 Lombardy Place; Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 22, 1941;

*222-226 Halsey Street; Schubert Parking Co.; renewal of permit for two stationary gasoline pumps; such use to be limited to the period of one year ending June 2, 1941;

375-381 Verona Avenue; Robert W. Brady; in a 1st industrial district the establishment of a garage for bakery delivery trucks; (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary."

Ordered filed, copy to be sent to each Commissioner and further action postponed to June 26, 1940.

The City Clerk: Four of these are renewals and on four of them there have been requests for a suspension of rules.

Mayor Ellenstein: I will entertain a motion to suspend the rules in these cases.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein. Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Consolidated Iron and Steel Company (Mansfield Holding Co., Owner); for the renewal of permit for automobile dismantling; premises 68-74 Chapel Street; such use to be limited to the period of one year ending January 6, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ed Morganstern (William B. Glacken, owner); for the renewal of permit for automobile sales station; premises 23-25 Dey Street; such use to be limited to the period of one year ending May 10, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Charles S. Wood, owner); for the renewal of permit for automobile parking station; premises 37-39 Lombardy Place; such use to be limited to the period of one year ending June 22, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Schubert Parking Co. (Fidelity Union Trust Co., owner); for the renewal of permit for two stationary gasoline pumps; premises 222-226 Halsey Street; such use to be limited to the period of one year ending June 2, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos M Byrne, Jr
Vincent J Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Gennari, owner; for the construction and operation of a gasoline station in a 1st business district; premises 884-888 Summer Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Maria Matriocovo, owner; for the alteration of existing gasoline station in a 1st business district (change in location of driveways, pumps and greasing pit); premises 838-842 Summer Avenue; same to be in accordance with the plans filed with the Board of Adjustment and to be operated and maintained in conformity with the rules of the said Board; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sam Altavilla, owner; for the reconstruction of gasoline station including lubritorium in a 2nd business district; premises 522-524 Bloomfield Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert W. Brady (George A. Krug, owner); for the establishment of a garage for bakery delivery trucks in a 1st industrial district; premises 375-381 Verona Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

The following communication was
received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

June 18, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-
justment held this day resolutions
were adoted recommending to your
Honorable Body, in accordance with
Section 9, Chapter 274, P. L. 1928 (40:
55-39 Revised Statutes of 1927) that
the following applications for vari-
ances from the terms of the Zoning
Ordinance be allowed:

359-361 Chestnut Street; Mrs.
Mary Criscuolo; in a 1st industrial
district the establishment and oper-
ation of an automobile repair shop;
on condition that all automobile re-
pairs be conducted within the build-
ing and that no automobile be stor-
ed on the remainder of the prop-
erty; such use to be limited to the
period of five years;

*11-15 Beach Street; Fred De
Wolfe; renewal of permit for au-
tomobile parking station; such use
to be limited to the period of one
year ending May 27, 1941;

*10-14 Washington Place and 19
Central Avenue; Edward W. Scud-
der; renewal of permit for automo-
bile parking station; such use to be
limited to the period of one year
ending June 17, 1941.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

Ordered filed, copy to be sent to
each commissioner and further action
postponed to June 26, 1940.

The City Clerk: Two of these are
renewals and may be disposed of un-
der suspension of rules at this time.

Mayor Ellenstein: I will entertain
a motion that the rules be suspended
in these cases.

Commissioner Franklin: I so move
you.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to
the Board of Commissioners of the
City of Newark that the following
structure or use be allowed:

Application of Fred De Wolfe (J.
J. Hockenjos & Company, owner);
for the renewal of permit for auto-
mobile parking station; premises
11-15 Beach Street; such use to be
limited to the period of one year
ending May 27, 1941;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board
of Commissioners of the City of New-
ark, that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edward W. Scudder (E. W., A. Q., and G. W. Scudder, owners) for the renewal of permit for automobile parking station; on premises 10-14 Washington Place and 19 Central Avenue; such use to be limited to the period of one year ending June 17, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other four matters will take the usual course and be heard one week from today on the 26th.

The City Clerk: I have the five resolutions offered by Commissioner Murphy, the same that have been offered at previous meetings with reference to the re-allocation of the departments.

Commissioner Murphy: I move the five of them.

A Resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions of the Department of Public Safety.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call, Commissioners Byrne and Murphy voted aye, Commissioner

Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Public Affairs.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for May, 1940.

Department of Buildings for May, 1940.

Clerk of First District Court for May, 1940.

Clerk of Second District Court for May, 1940.

Superintendent of Alms House for May, 1940.

City Clerk (2) for May, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for May, 1940.

Thomas F. Guthrie, Chief Clerk,

Night Police Court, Traffic, for May, 1940.

Charles F. McGovern, Clerk, 2nd Criminal Court, Part 1, for May, 1940.

Charles F. McGovern, Clerk, 2nd Criminal Court, Part 2, for May, 1940.

Robert J. Beckley, Clerk, 3rd Criminal Court, for May, 1940.

Elilabeth S. Lewis, Clerk, Family Court, for May, 1940.

City Treasurer for May, 1940.

Comptroller for May, 1940.

Ordered filed.

The following report of the City Treasurer for May, 1940, was received and read:

June 1, 1940.

To the Honorable, The Commissioners of the City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866," I herewith present a statement of the receipts and disbursements for the month of May, 1940:

RECEIPTS:

Cash on hand—April 30, 1940	\$1,823,283.89	
Received from Comptroller—May	6,747,301.95	
Transfer from 1939 Relief	1,190,679.54	
		\$9,761,265.38

DISBURSEMENTS:

Disbursed by Warrant	\$5,077,193.00	
Disbursed without Warrant	719,922.42	
Transfer to 1939 Relief	491,803.55	
Transfer to 1940 Relief	425,000.00	
		6,713,918.97

Cash on hand—May 31, 1940	\$3,047,346.41
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Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By Joseph J. Kroehl.

Ordered filed.

CITY OF NEWARK, NEW JERSEY
MONTHLY STATEMENT OF CASH COLLECTIONS
MONTH OF MAY, 1940

Description	May, 1939 Last Year's Month	May, 1939 Collections Tot. to Date	% Col. Last Yr.	May, 1940 This Year's Month	May, 1940 Collection Tot. to Date	Budget Anticipation this Year	% Col. This Year
Licenses:							
Sale of Alcoholic Beverages	\$ 80,515.00	\$ 82,560.00	.1319	\$ 106,610.00	\$ 109,606.24	\$ 623,000.00	.1759
Ice Cream, Plumbing and Refuse	546.50	7,432.00	.8256	581.00	6,323.50	11,100.00	.5697
All Other Licenses	14,744.14	77,038.13	.6746	12,565.92	75,031.66	116,000.00	.6468
Fees and Permits:							
Tax Search Fees	702.75	4,111.50	.5844	811.50	4,106.50	8,300.00	.4948
Building and Electrical Work Permits	2,008.25	8,742.71	.3032	2,702.28	13,275.83	31,900.00	.4162
Public Sewer Connection Tap Fees	50.00	110.00	.0827	220.00	1,700.00	2,500.00	.6800
Towels, Soap, Bathing Suits....	1,604.71	5,768.16	.2717	1,224.05	4,648.78	20,700.00	.2246
Combustible, Moving Picture, Garage and Miscellaneous....	1,587.85	1,731.38) 6,894.91)	.4073	1,475.00	8,266.40	19,400.00	.4261
Permits	1,703.05	8,823.33	.3238	2,108.86	11,569.26	22,600.00	.5119
Receipts for Patients Treated							
Contribution of City of East Orange for Passaic Valley Sewer Maintenance		27,920.66	1.00		1,449.40	27,900.00	.0519
Jury and Listing Fees	5,401.80	16,061.45	.3989	3,883.55	15,823.86	36,600.00	.4323

Description	May, 1939 Last Year's Month	May, 1939 Collections Tot. to Date	% Col. Last Yr.	May, 1940 This Year's Month	May, 1940 Collection Tot. to Date	Budget Anticipation this Year	% Col. This Year
Animal, Chicken, Plumbing Permits and Miscellaneous Fees .....	.....	1,693.00	.....	.....	1,105.50	.....	.....
Transcript Fees for Births, Deaths, Etc.	509.50	1,109.00	.3910	1,951.80	6,506.30	10,000.00	.7612
	512.65	2,884.20	.4925	544.95	3,089.50	5,800.00	.5327
Fines:							
Magistrates	7,012.95	39,473.50	.4488	6,928.25	29,957.70	84,500.00	.3545
Overdue and Lost Books	3,874.05	10,111.32	.5055	1,702.71	8,442.08	21,200.00	.3982
Interest and Costs on Assess- ments	888.90	1,638.39	.1568	662.22	6,213.17	9,400.00	.6610
Interest and Costs on Taxes ...	52,164.87	217,068.76	.2504	39,203.43	175,320.70	640,000.00	.2739
State and Other Aid:							
Gas Tax Refund	2,217.87	12,263.49	.6058	2,655.12	12,803.67	27,000.00	.4742
Public Lighting Reimburse- ment .....	.....	1,408.47	.4414	.....	1,408.47	5,600.00	.2515
Bill Board Tax .....	.....	2,511.00	1.00	.....	3,285.55	2,900.00	.1329
State Aid for Relief 1938 .....	.....	.....	.....	.....	.....	.....	.....
Franchise and Gross Receipts Taxes of 1938 .....	.....	15.26	.0004	.....	77.10	375,753.34	.0002
Franchise Taxes of 1939	195.49	1,276.95	.0019	.....	1,095.39	685,513.00	.0016
Gross Receipts Taxes of 1939 .	.....	.....	.....	.....	.....	710,391.00	.....
Bus Receipts Taxes: 5% Trolley Jitney Tax	20,727.05	116,988.01	.5131	21,429.73	106,476.47	21,300.00 253,400.00	......4202

Description	May, 1939 Last Year's Month	May, 1939 Collections Tot. to Date	% Col. Last Yr.	May, 1940 This Year's Month	May, 1940 Collection Tot. to Date	Budget Anticipation this Year	% Col. This Year
Leases and Rentals:							
City Owned Property	14,901.00	63,397.50	.4286	14,288.49	71,149.12	162,500.00	.4378
Rent: Army Base	8,333.33	41,666.66	.4167	8,333.33	41,666.66	100,000.00	.4167
Rent: City Railway .....	.....	.....	.....	.....	.....	120,000.00	.....
Reimbursement:							
Lighting Inspectors Salary .....	.....	.....	.....	.....	1,500.00	1,500.00	1.00
Total Miscellaneous Revenues Anticipated:							
Real Estate Arrears: "Regular"	370,110.56	2,125,643.12 )	.....	277,655.68	1,789,868.94)	4,484,707.00	.4394
Personal Arrears	28,666.43	360,802.70	.4103	25,308.35	180,609.29)	.....	.....
Tax Title Liens: Real Estate Taxes	60,047.07	196,699.61	.....	22,699.71	151,605.30)	489,512.00	.....
Interest and Costs: Lien Certifi- cates	2,083.03	11,224.30	.3013	578.27	7,691.94)	.....	.....
Special Items of General Revenue	1,361.16	8,055.02	.....	.....	413.25	.....	.....
Leases and Rentals of City Property .....	.....	.....	.....	.....	6,740.00	.....	.....
Smoke Abatement Bureau Fees	.....	.....	.....	313.00	313.00	.....	.....
U. S. Health San. a/c .....	.....	.....	.....	.....	3,500.00	.....	.....
Director's Office, Dept. P. W.	.....	.....	.....	.....	30.00	.....	.....
Foreclosed Property Rents .....	.....	.....	.....	.....	.....	.....	.....
Farmers Market Fees .....	.....	.....	.....	600.00	600.00	.....	.....

Description	May, 1939 Last Year's Month	May, 1939 Collections Tot. to Date	% Col. Last Yr.	May, 1940 This Year's Month	May, 1940 Collection Tot. to Date	Budget Anticipation this Year	% Col. This Year
Current Tax Collections	2,827,719.45	11,798,138.90	.3127	4,235,621.01	16,104,893.87	36,343,298.61	.4431
Miscellaneous Revenue Not Anticipated	1,519.29	3,699.85	.....	.....	.....	.....	.....
Alms House Refunds on Board	.....	.....	.....	250.50	855.75	.....	.....
City Home .....	.....	.....	.....	49.00	109.00	.....	.....
Police Department .....	.....	.....	.....	110.35	371.64	.....	.....
Street Cleaning .....	.....	.....	.....	1.60	176.01	.....	.....
Board of Adjustment .....	.....	.....	.....	.....	28.83	.....	.....
Other .....	.....	.....	.....	361.47	4,413.97	.....	.....
Dedicated Revenue: 1939 Co.							
Board Rem. ....	.....	.....	.....	.....	22.75	.....	.....
Newark Airport	14,063.42	48,285.98	.2192	27,260.18	55,090.04	346,495.00	.1590
Bureau of Water	211,160.49	1,026,003.81	.3995	238,706.85	1,075,115.97	2,689,728.04	.3997
Bureau of Docks	5,309.20	43,836.11	.3867	.....	39,250.03	.....	.....
Bureau of Streets	11,271.19	20,226.34	.2107	1,021.21	9,798.43	69,741.00	.1405
Bureau of Street Cleaning	1,577.18	6,199.95	.4345	2,601.21	8,337.79	13,938.00	.5982
House Sewer Connections	1,988.34	9,106.40	.4273	1,394.10	8,356.25	28,706.00	.2911
Outdoor Poor	790.00	2,889.94	.3107	780.00	3,126.00	8,300.00	.3766
Weights and Measures .....	.....	198.50	.0719	.....	120.50	3,200.00	.0377
Bureau of Motors .....	.....	3,666.78	.0113	.....	46.25	325,828.00	.0001
Printing and Stationery	827.42	16,033.83	.3463	.....	97.17	125,000.00	.0008
Shade Tree	263.87	473.90	.2370	17.85	129.56	2,000.00	.0648
Street Construction .....	.....	.....	.....	.....	9,033.02	.....	.....
Health Dept. Payroll Credits...	.....	2.07	.....	.....	.....	.....	.....

Description	May, 1939 Last Year's Month	May, 1939 Collections Tot. to Date	% Col. Last Yr.	May, 1940 This Year's Month	May, 1940 Collection Tot. to Date	Budget Allocation this Year	% Col. This Year
City Hospital: Payroll Credits							
Payroll Credits, Police Dept.	1.67	25.00			107.42		
Administration of Relief, Payroll Credits	28.00	441.57		55.00	398.24		
200 Washington Street Corp. ..	833.33	4,166.65		833.33	4,166.65		
Henry C. Jones Estate	27.61	1,926.70		4.04	71.32		
Redemption of Lien Certifi- cates	26,173.06	105,699.13		6,241.43	41,475.57		
U. S. Social Hygiene		4,300.00			4,300.00		
Emergency Relief, 1938	643,729.26	647,722.31		430.34	2,294.98		
Emergency Relief, 1939				865,991.87	1,517,913.78		
Emergency Relief, 1940				918.60	2,128.92		
Public Schools	908,921.21	2,974,612.31		1,312,572.61	3,412,384.41		
Refunds—Current Taxes		294.44		246.67	11,709.72		
Return Checks—Current Taxes		7,237.39		10,576.05	30,923.58		
Regular Assessments: Pavings	174.00	1,421.54		1.00	421.05		
Sewers	653.38	850.87		8.00	235.09		
Snow Removal		76.03			3.99		
Openings	95,350.06	99,855.51		1,543.13	11,854.27		
House Sewer Connections		1,778.72		267.50	1,699.35		
Shade Trees	30.75	83.75		8.40	43.40		
Side Walks		40.46		12.45	44.49		
Water Service Conn.		60.08		210.19	346.19		

Description	May, 1939		% Col. Last Yr.	May, 1940		% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date	
T.T.L. Assessments: Pavings	170.26	1,582.97	.....	641.13	4,145.21	.....
Sewers .....	.....	1,932.70	.....	.....	368.00	.....
Grading, Curbing, Flagging .....	.....	.....	.....	.....	.....	.....
Openings	90.45	3,970.79	.....	3,349.55	3,487.81	.....
House Sewer Connections .....	.....	.....	.....	.....	.....	.....
Doremus Ave. Bridge Recon....	39,939.25	39,939.25	.....	.....	18,192.37	.....
Sidewalks .....	.....	.....	.....	.....	185.63	.....
Water Service Conn. ....	.....	308.00	.....	.....	99.70	.....
Other Cash Collections	2,132,910.18	2,134,903.28	.....	.....	.....	.....
Bonds	485,000.00	2,130,000.00	.....	1,656,998.00	1,656,998.00	.....
Bond Interest	4,767.95	4,767.95	.....	1,587.55	951,587.55	.....
Over deposit	195.49	196.99	.....	1.10	2.49	.....
Totals	\$8,096,955.72	\$24,605,099.04	.....	\$8,927,215.47	\$27,860,236.26	.....
Under deposit .....	.....	.50	.....	.10	.10	.....

Vincent J. Murphy,
Director of Revenue and Finance.

May, 1939

Other Cash Collections Itemized

Capital Surplus	\$ 900.00
Street Construction	12,008.77
Reserve for Improvements	2,120,000.00
Miscellaneous	1.41
Ordered filed.	\$2,132,910.18

Mayor Ellenstein We will now proceed to fill the vacancy that exists on the City Commission.

Commissioner Byrne: I present Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents Thomas Guthrie. As many as are in favor of Thomas Guthrie being elected to the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Murphy, Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other nominations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being elected to the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Louis R. Mazzei. As many as are in favor of Louis R. Mazzei will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Judge Ralph Villani. As many as are in favor of Judge Villani will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Fillippone. As many as are in favor of Dr. Fillippone being elected will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone

having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen for the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Franklin: I move we adjourn.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

(Commissioners Byrne and Murphy declined to sign the minutes of this meeting.)

PEARCE R. FRANKLIN

M. ELLENSTEIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHSTEIN,
City Clerk.

Newark, N. J., June 26, 1940.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The clerk will read the minutes of the previous meeting.

(The minutes of the previous meeting were read in full and approved as read.)

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to regulate female employes on premises licensed for the sale of alcoholic beverages.

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN:

1: No female employed on any premises licensed for the sale of alcoholic beverages under a plenary retail consumption license shall accept any food or drink, alcoholic or otherwise, at the expense of any customer or patron.

2: No plenary retail consumption licensee shall permit, allow, or suffer any female employed on the licensed premises to accept any food or drink, alcoholic or otherwise, at the expense of any customer or patron.

3: No employee of a plenary retail consumption licensee shall permit, allow or suffer any female employed on the licensed premises to accept any food or drink, alcoholic or otherwise, at the expense of any customer or patron.

4: No employer of any female employed on premises licensed under a plenary retail consumption license, or his employee or employees, shall permit, allow or suffer any female employed on the licensed premises to accept any food or drink, alcoholic or otherwise, at the expense of any customer or patron.

5: No female employed on premises licensed under a plenary retail consumption license shall sit at any table or stand or sit at any bar, with any customer or patron.

6: Any person who shall violate any of the provisions of this ordinance shall upon conviction thereof, forfeit and pay a fine not exceeding One Hundred Dollars (\$100.00), or be imprisoned for a period not exceeding thirty (30) days, or both, in the discretion of the court imposing the same.

7: This ordinance shall take effect immediately, subject to passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that July 10, 1940, at 11 A. M. (Daylight Saving Time), or as soon thereafter as said matter can be reached, and the Board's meeting room, second

floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the vacation of Badger Avenue as shown 70 feet wide on the Commissioners Map of Clinton Annexation (1869), from the northerly line of Rose Street northerly to the southerly line of Waverly Avenue.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That Badger Avenue as shown 70 feet wide on the Commissioners Map of Clinton Annexation (1869) shall be vacated as a public street or highway, said vacation to extend from the northerly line of Rose Street northerly to the southerly line of Waverly Avenue, reserving, however, to the City of Newark with respect to a 27 foot strip of the above described part of Badger Avenue to be vacated, lying between a line parallel to and distant 26½ feet measured easterly at right angles from the westerly line of said Badger Avenue and a line parallel to and distant 53½ feet measured easterly at right angles from the aforesaid westerly line of Badger Avenue, the right to enter upon the above described 27

foot strip for the purpose of relaying, rebuilding, reconstructing or maintaining the water and sewer mains, their manholes, gates and appurtenances now laid within the lines of the above described 27 ft. strip and the right to enter upon the above described 27 foot strip for the purpose of laying, relaying, rebuilding, reconstructing or maintaining additional water or sewer mains, their manholes, gates and appurtenances. The erection, construction or placing of any building, vault or structure upon or within the described 27 foot strip which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional water or sewer mains, their manholes, gates and appurtenances is prohibited and contrary to the provisions of this ordinance. Certain mechanical lines however, such as heating pipes, plumbing pipes and electric conduits will be permitted to cross this right of way above the sewer lines at definite points on approval of the Chief Engineer.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1443-V, dated November 28, 1939. Under and by virtue of the provisions of

Section 1, sub-division (b) of Article XXII of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto (Revised Statutes 1937, 40: 67-1 (b)).

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that July 10, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$585,000 school bonds of the City of Newark.

WHEREAS, The Board of Education of the City of Newark has, by resolutions duly adopted, decided that it is necessary to raise money for the purposes hereinafter set forth, and has prepared and delivered to each member of the Board of School Estimate of said City a statement of the amount of money estimated to be necessary for each of said purposes; and

WHEREAS, said Board of School

Estimate has duly considered such statements so made by the Board of Education and has, by resolutions duly adopted, fixed and determined the amount necessary for each of said purposes, and has made two certificates of each of such amounts and has delivered one of each of such certificates to the Board of Education and the other to the Board of Commissioners; and

WHEREAS, the amount of money estimated by said Board of Education to be necessary for each of said purposes and the amount fixed and determined by said Board of School Estimate as the amount necessary for said purpose is the respective amount stated in Section 1 of this ordinance; and

WHEREAS, the Board of Commissioners has heretofore, by an ordinance duly adopted on the 29th day of May, 1940, appropriated the sum of \$600,000 for said purpose, and desires to provide for the issuance of bonds as hereinafter authorized, to meet said appropriation: NOW, THEREFORE,

The Board of Commissioners of the City of Newark DO ORDAIN as follows:

Section 1. The sum of \$585,000 shall be borrowed by The City of Newark pursuant to Article 8 of Chapter 6 of Title 18 of the Revised Statutes of New Jersey for the purpose of meeting the following appropriations made by the ordinance entitled "An Ordinance appropriating \$600,000 for School Purposes and providing for the issuance of notes to meet such appropriations," adopted by the Board of Commissioners of the City of Newark on the 29th day of May, 1940, for the following purposes respectively, viz.:

- (1) The sum of \$285,000 for the erection of a new building to replace the existing Dayton Street

School, tentatively consisting of two (2) stories and basement, containing ten (10) classrooms, kindergarten, auditorium, gymnasium, shop, home economics room, principal's office, health office, teachers' rooms, lavatories, etc., including the acquisition of necessary land, Architect's fees and contingencies.

- (2) The sum of \$17,000 for the original equipment required for such new Dayton Street School building.
- (3) The sum of \$273,000 for major alterations, improvements and repairs to the existing Belmont Avenue School building, to convert the structure to meet with high school requirements, including major alterations and improvements, such as structure steel work, remodeling the building practically throughout, including new lavatories, kitchen, cafeteria, home economics room, stock room, principal's office, nurse's and teachers' rooms, an entirely new gymnasium, etc., including Architect's fees and contingencies.
- (4) The sum of \$25,000 for new equipment required for such Belmont Avenue School building.

To secure the repayment of said sum so borrowed, there shall be issued pursuant to said Article 8, bonds of the aggregated principal amount of \$585,000, in the corporate name of the City of Newark.

Section 2. Pursuant to said Article 8 of the Revised Statutes of New Jersey, it is hereby determined that said new building to replace the existing Dayton Street School is to be a building of fireproof construction, as defined in said Article 8 of the Revised Statutes, and that said existing Belmont Avenue School Building is a building of non-fireproof construction,

as defined in said Article 8 of the Revised Statutes, and that the average of the different periods assigned by said Article 8 of the Revised Statutes to the several purposes for which said bonds are to be issued, taking into consideration the amount of bonds to be issued on account of the several purposes, is thirty years.

Section 3. Said bonds shall be designated "School Bonds" and shall be coupon bonds, registerable at the option of the holder as to principal alone or as to both principal and interest. Said bonds shall consist of five hundred and eighty-five bonds of the denomination of \$1,000 each, numbered from 1 to 585, inclusive, in the order of their maturity, and shall be dated July 1, 1940 and shall mature in annual installments or series on July 1st in each year as follows, viz.: Fifteen bonds in each of the years 1941 to 1943, inclusive, and twenty bonds in each of the years 1944 to 1970, inclusive. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. Such interest shall be payable semi-annually on each January 1st and July 1st subsequent to the date of said bonds.

Section 4. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at The National State Bank of the City of Newark, in Newark, New Jersey. Each of said bonds shall be signed by the Mayor of said City and countersigned by the Director of the Department of Revenue and Finance of said City. The corporate seal of said City shall be affixed to each of said bonds and such bond and said seal shall be attested by the City Clerk. The interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 5. The principal of any promissory notes issued pursuant to

said ordinance adopted on the 29th day of May, 1940, shall be paid from the moneys raised by the issuance of bonds pursuant to this ordinance. No promissory notes shall be issued pursuant to said ordinance adopted on the 29th day of May, 1940 after bonds shall have been issued pursuant to this ordinance.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance:

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the issuance of \$585,000 school bonds of the City of Newark," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$585,000 school bonds of the City of Newark.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to require the employment of workers at prevailing wage and upon an eight-hour day basis upon all contracts of the City of Newark for service or for the purchase furnishing or delivery of any material or supplies of any nature," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that the ordinance be laid over until July 10th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring the union label on all stationery and printing," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that the ordinance be laid over until July 10th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Fourteen Thousand Three Hundred Fifty-two Dollars and Thirty-two Cents (\$14,352.32) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 5.99
Treasurer's Office	44.54
Tax Receiver	
Addressograph Division	23.85
Tax Board	
Assessors Division	340.00
First District Court	25.00
Cost of Bond Issue	112.00
Stenographic Services	34.00
Maintenance Foreclosed	
Property	1.00
Auditing and Special Accounting	38.00
Reserve for Overpayment—	
Tax Receiver	515.61
Reserve for Overpayment—	
Comptroller	396.53
Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	12,815.80
	<hr/>
	\$ 14,352.32

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Forty-five Thousand Six Hundred Twenty-seven Dollars and Forty-eight Cents (\$45,627.48), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House	\$ 5,302.51	ending June 19th and June 22nd, 1940, as follows:
Newark City Hospital	23,969.70	
Emergency Relief—		
Administration	8,308.05	Shade Tree\$ 2,378.20
Memorial Day Celebration	1,450.00	Public Buildings 1,320.00
		<hr/> \$ 3,698.20
City Hospital (WPA Pro- ject No. 5410-7)	894.36	
Reserve for 1939 Liabili- ties (City Hospital)	1,154.82	
Reserve for 1939 Liabili- ties (W.P.A. Project No. 5410-7)	2.30	
Bureau of Baths	3,828.76	
Emergency Relief—		
Administration	21.43	
Emergency Relief—		
Administration	18.55	
Band Concerts	677.00	
	<hr/> \$ 45,627.48	

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Nayes: Commissioner Byrne.

Commissioner Byrne offered the fol-
lowing resolution:

RESOLVED, By the Board of Com-
missioners of The City of Newark
that the sum of Three Thousand, Six
Hundred Ninety-eight Dollars and
Twenty Cents (\$3,698.20) be and the
same is hereby appropriated to the
City Treasurer, same being the week-
ly payrolls of the Department of
Parks and Public Property for weeks

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the follow-
ing resolutions:

RESOLVED: That the sum of For-
ty-eight Thousand One Hundred Fif-
ty-eight Dollars and Sixty-six Cents
(\$48,158.66) be and the same hereby
is appropriated to the persons nam-
ed, as per Certified List attached, be-
ing the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs as follows:

Street Cleaning	\$ 3,884.90
Director's Office	32.61
Sewers	678.79
House Sewer Connections	18.00
Newspapers	28.65
Motors	9,705.88
Port Newark Operations	2,729.84
Public Lighting	30,857.93
Newark Industrial Comm...	178.51
Port Newark Operations	43.55
	<hr/> \$ 48,158.66

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Seventy-one Dollars and Forty-seven Cents (\$37,071.47) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll, period ending June 19, 1940.

Port Newark Operations	\$ 1,903.85
Bureau of Motors	2,608.34
Bureau of Streets	2,238.51
Bureau of Sewers	984.73
House Sewer Connections..	444.73
Bureau of Street Cleaning	19,517.94
Street Construction	441.75
Bureau of Water	8,931.62
	<hr/>
	\$ 37,071.47

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Five Hundred Two Dollars and Fourteen Cents (\$502.14) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$502.14

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand, Ninety-eight Dollars and Sixty-eight Cents (\$15,098.68) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Const.	
Clifton Ave. WPA 6069-7	\$ 498.95
Swimming Pool Const.	
Hayes Pk. West WPA	
6069-7	601.80
Swimming Pool Const.	
Hayes Pk. East WPA	
6069-7	676.60
Swimming Pool Const.	
Boylan St. WPA 6069-7..	601.80
Swimming Pool Const.	
Hayes Pk. East WPA	
6069-7	72.50
Swimming Pool Const.	
Hayes Pk. West WPA	
6069-7	21.00
Swimming Pool Const.	
Boylan St. WPA 6069-7..	94.00
Street Construction	
WPA Project 6926	11,132.27
Street Cleaning WPA Project	
6409-7	30.05
Sewer Construction WPA	
Project 6951-7	958.48
City Planning WPA Project	
7215-0	21.74
Toy Mending WPA Project	
7050-0	231.55

City Wide Clerical WPA	
Project 5218 and 5226A	3.09
Gardening and Canning	
WPA Project 6922-0	81.05
Household Training WPA	
Project 5183-A	43.80
	<hr/>
	\$ 15,098.68

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Murphy offered the following resolutions:

WHEREAS, Chapter 14, P.L., 1940, sets forth that:

"1. Whenever the governing body of any municipality * * * by resolution adopted during the calendar year '1940' declare that it is for the best interest of its citizens that the provisions of this act be made available to its property owners, then all taxes, assessments, tax sale certificates held by the municipality, or other municipal liens in arrears on January 1st, 1940, and not yet paid and satisfied, together with the interest and penalties thereon, shall, when brought under the provisions of this act by compliance with section seven of this act and subject to the conditions hereinafter set out, be totaled as of said date; and the payment of such totaled sum shall be spread over a period not exceeding five years as may be contracted between the taxpayer and such financial officer of the municipality as shall be designated in said resolution for the

making of contracts under this act; * * * interest * * * shall not exceed 5% per annum* * *."

and from which are following excerpts, reference being to paragraphs, to wit:

"2 A copy of such resolution (to be) * * * filed in office of the clerk of county * * * before provisions * * * (are) applicable."

"5. * * * conditioned on the prompt payment of the installment of taxes of '1940' and subsequent taxes, assessments and other liens ***."

"7. The extension of time for payment and suspension of lien * * * not effective until the first half of the 1940 taxes thereon has been paid, (and installments of assessments due) * * *."

"8. In case * * * installment * * * or any new taxes (&c.) not * * * paid * * * within '30' days (all arrears become due immediately, &c.) ***."

"14. Nothing in this act shall apply to water or sewer rents."

"16. The collecting officer * * * (designated to keep certain records) in such form as shall be prescribed by the commissioner of local government."

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that it does hereby "declare that it is for the best interest of its citizens that the provisions of Chapter 14, P.L. 1940 be made available to its property owners"; and that the rate of interest on unpaid balances of totaled arrears is hereby fixed at 8% per annum; that the Director of the Department of Revenue and Finance be and he is hereby designated the financial officer for the making of contracts un-

der said act, and that the said Director be and he is hereby authorized and directed to make contracts strictly in accordance with and subject to all the provisions contained in said Chapter 14, P.L., 1940, and to do all things in accordance with and as required therein; and,

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby directed to file a certified copy of this resolution with the Clerk of the County of Essex and to file with the Director of the Department of Revenue and Finance a certified copy, on which shall be contained acknowledgment by the County Clerk of the filing of certified copy in the office of said County Clerk.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Newark Housing Authority is the owner of the property located at 69-71 Lentz Avenue, Block 2385, Lot 15, in the City of Newark, and has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lot aforesaid, amounting to a total to date of \$2,363.05, and

WHEREAS, A Tax Title Lien Certificate for the year 1929 was acquired by the City of Newark on June 7, 1932, in the amount of \$1,033.60, which is subsequent to a Tax Title for the year 1930 acquired by the Paramount Investment Corporation on June 10, 1930, and

WHEREAS, no taxes have been

paid since that date and up to the present time, and

WHEREAS, Bernard K. Judge, a qualified real estate appraiser stated that the present day value of the land is \$20.00 per front foot, 50 front feet \$1,000 plus 15% 25 ft. for corner inuence \$125.00 making total present day value of \$1,125, and

WHEREAS, the Housing Authority has agreed to satisfy prior claims amounting to \$91.45; and

WHEREAS, the Housing Authority has offered to pay \$1,216.45 in full settlement of all unpaid taxes, assessments and liens, said amount being the present day market value of the aforesaid lot including prior claims and settlements of prior certificate,

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$1,216.45 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lot, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value of \$1,216.45 on the aforesaid lot be and they are hereby cancelled upon the payment of the sum aforesaid, provided the said \$1,216.45 shall be paid within sixty days from the date hereof.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, R.S. 1937, Sec. 34:4-99 to 54:-4-102 giving the municipality the right to alteration, adjustment and settlement of taxes.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Russell O. Crane is an honorably discharged veteran and is entitled to an exemption of \$500 from the total annual assessment of his real estate, but failed to obtain same for the year 1939; and

WHEREAS as of the assessing date for 1939, said taxpayer was the owner of premises known as 244-246 Pomona Avenue, Block 3717, Lot 3, Newark, New Jersey, which premises were assessed at a valuation of \$6,500, tax \$295.75, for 1939.

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Russel O. Crane be granted an exemption of \$500 tax \$22.75 for 1939 from the assessment of \$6,500, tax \$295.75 levied against his property known as 244-246 Pomona Avenue, Block 3717, Lot 3, Newark, New Jersey, and that the Comptroller be and he is hereby authorized to note said credit on his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John Treacy is an honorably discharged veteran entitled to a total exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS he obtained an exemption of \$100.00, tax \$4.55 from his

personal property assessment for 1939 and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 1965, Lot 31, 77-75 North 10th Street, Newark, which property was assessed at a valuation of \$6,000.00, tax \$273.00;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said John Treacy be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS Nicholas H. Giesse is an honorably discharged veteran entitled to a total exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 304, Lot 20, 60 Holland Street, Newark, which property was assessed at valuation of \$4,200, tax \$191.10.

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Nicholas H. Giesse be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be

and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Molmare is an honorably discharged veteran and is entitled to an exemption of \$500 from the total annual assessment of his real estate, but failed to obtain same for the year 1939; and

WHEREAS, as of the assessing date for 1939, said taxpayer was the owner of premises known as 176 Parker Street, Block 507, Lot 67, Newark, New Jersey, which premises were assessed at a valuation of \$3,600.00, tax \$163.80 for 1939.

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Charles Molmare be granted an exemption of \$500, tax \$22.75 for 1939 from the assessment of \$3,600.00 tax \$163.80 levied against his property known as 176 Parker Street, Block 507, Lot 67, Newark, New Jersey, and that the Comptroller be and he is hereby authorized to note said credit on his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Irving Fieldman recovered a judgment against The City of Newark, in the New Jersey Supreme Court (Essex Circuit), on June 12, 1940, in the sum of \$338.53, plus costs of \$75.59, making a total of \$414.12; and,

WHEREAS, the full amount of said judgment and costs is due and unpaid;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the amount due to said Irving Fieldman on said judgment and costs, amounting to the sum of \$414.12 be paid; and the Director of the Department of Revenue and Finance of the City of Newark is hereby authorized to make the necessary payment of said judgment and costs upon receipt of properly executed Warrant for Satisfaction of Judgment, in duplicate, approved as to form by the Law Department of the City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne, offered the following resolutions:

WHEREAS, on October 26, 1935, The City of Newark leased for a period of fifteen (15) years, commencing January 1, 1936, the building at Broadway and Grafton Avenue, to the North Newark Hospital (a corporation); and,

WHEREAS, the said North Newark Hospital has under-let the said building to the American Legion Memorial Hospital; and,

WHEREAS, the consent of the City

is required and requested to aforesaid under-letting and assignment of lease;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to consent, for and on behalf of the City, to the under-letting of the premises aforesaid and to the assignment of the lease, in manner approved by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for public bids for the furnishing of a supply of towels, and laundering thereof, for use in the City Hall buildings. Said public bids to be had in manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, from time to time it is

necessary for the Police Division of the Department of Public Safety to remove, or have removed, abandoned or damaged cars from the public highways; and

WHEREAS, the Department of Public Safety has for some time past been designating certain garages in various parts of the City of Newark as the official garages to which abandoned and damaged automobiles have been removed from the public highways of the City of Newark; and

WHEREAS, considerable difficulty and dissatisfaction has arisen from the aforesaid method; and

WHEREAS, from time to time complaints have been made against the manner in which some members of the police department have been having these automobiles removed; and

WHEREAS it appears that in the best interests of everybody concerned that the work of removing abandoned and damaged cars should be under the jurisdiction of one person, firm or corporation;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Department of Public Safety be and it is hereby authorized to advertise for bids for the removal of abandoned and damaged automobiles from the highways of the City of Newark, in such cases where the owner of the said car fails to move or have the car removed; and

BE IT FURTHER RESOLVED, that the Department of Public Safety be and it is hereby empowered to adopt such rules, regulations and specifications in connection with the awarding of the contract as it deems best and proper.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Nayes: Commissioner Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Kerosene Oil, Refined Asphalt Cement No. 1, 1:3:6 Ready Mixed Concrete with C or E Broken Stone and Regular Portland Cement, and Grade G Stone in scows, Chlorine, Anhydrous Ammonia and Copper Sulphate, all for the Department of Public Affairs; also for Dry Goods and Household Supplies (Soaps, Cleaners, etc.) for all Departments requiring same.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That sealed proposals received by the Department of Central Purchase on June 25, 1940, for furnishing and delivering Sheet Asphalt Binder Mixture and Sheet Asphalt Surface Mixture to the Department of Public Affairs, be and the same hereby are rejected, because of non-compliance with specifications, therefore be it

FURTHER RESOLVED that the Department of Central Purchase be and it hereby is authorized and directed to re-advertise for sealed proposals for said Asphalt Binder and Surface-Mixture.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, a local settlement has occurred in part of the foundation of the Victoria Street Garage due to unusual soil conditions in that particular area; and

WHEREAS, the Building Superintendent of the City of Newark has made an examination of the City Garage at Victoria Street and has made recommendations that immediate reinforcing work be done; and

WHEREAS, previous bids for this work have been rejected.

THEREFORE BE IT RESOLVED, that the Director of the Department of Public Affairs, be and he is hereby authorized and directed to advertise for sealed proposals for Underpinning and Reinforcing the City Garage at Victoria Street, Newark, New Jersey.

Bids are to be received by the said Director at such time and on such date as he shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7705, dated May 29, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for seal proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

**CHAMPION PAPER PRODUCTS
COMPANY—Newark, N. J.**

Approx. 1,000,000 Paper cups — cone shape @ \$1.25 M. less 2%

Approx. 150,000 Paper Cups—flat bottom (@) \$1.78 M. less 2%.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did informally solicit and receive bid for furnishing materials and installing on roof of Police Headquarters Building, one (1) spruce flagpole 28 feet long, 6 inch butt with hard wood halyard and pulley for $\frac{1}{2}$ inch rope and copper ball; also three (3) coats of paint for pole; and,

WHEREAS, the Newark Ladder & Bracket Sales Co., Inc. has agreed to furnish all materials, work and installation for \$110.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid Director be and is hereby authorized to contract accordingly, and subject to requirements of 8-hour day and prevailing wage scale and all laws governing municipal contracts.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7650, dated May 22, 1940, the Department of Central Purchase

publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

JAMES H. MILLER & COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 300 tons Mineral Filler (Section 422) in bags, by truck or rail to City Asphalt Plant @ \$4.63 per ton.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7585, dated May 27, 1940, the Department of Central Purchase publicly solicited, received and opened

bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

MONARCH ELECTRICAL SUPPLY
COMPANY, INC.,—Newark, N. J.

(Public Affairs—Swimming Pools)

Electrical Fixtures for interior lighting for four (4) swimming pools, as shown on plans and specifications, on file in the Department of Central Purchase, for the sum of\$1,565.85

Light Standards and Electrical Fixtures for exterior lighting for four (4) swimming pools, as shown on plans and specifications, on file in the Department of Central Purchase, for 1,235.32

Total\$2,801.17

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the New Jersey Bell Telephone Company is now furnishing the City of Newark, Essex County, New Jersey, in the First Criminal Court, 384 Washington Street, one individual message rate business telephone, with one extension station, known as Mitchell 2-2197, with the charges for the main station and all additional local messages units discounted 20%, the charge for the extension station being paid for by the City at the said Telephone Company's standard rate.

AND WHEREAS, the City of Newark now desires to have installed in connection with said main station telephone one additional extension station, in addition to aforementioned paid for extension station,

AND WHEREAS, said Telephone Company will install said additional extension station at the established charge for service connection and will maintain same at its scheduled rates, and will allow a discount of \$2.76 per month (non-cumulative) on the charges for said main station telephone and local messages originated therefrom, provided this City will pay to said Telephone Company for all equipment, facilities, additional local messages and service in connection with said main station telephone and two extension stations the scheduled rates of said Telephone Company from time to time in effect therefor in excess of said \$2.76 monthly discount (non-cumulative).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that this Board hereby requests said Tele-

phone Company to install and maintain one additional extension station at its standard rates, without discount in connection with said discounted telephone service now being furnished in the First Criminal Court, and hereby agrees to pay to said Telephone company the scheduled rates of said Telephone Company from time to time in effect therefor for all equipment, facilities, additional local messages and service in connection with said individual message rate business telephone and two extension stations in excess of said \$2.76 monthly discount (non-cumulative) during the continuance of the contract as herein provided.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Nayes: Commissioner Murphy.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property solicited informal bids for the following material and work, to wit:

Furnishing and installing in outside dome of City Hall:

15 lights of plain wire glass, 21 x 45 inches.

6 lights of plain wire glass, 18 x 45 inches.

3 lights of plain wire glass, 14 x 45 inches.

7 lights of plain wire glass, 21 x 84 inches.

Remove all sleeves from balance of dome, clean grooves, and reset and recaulk same with caulking compound applied under pressure.

and Economy Glass Co. is lowest responsible bidder, at price of \$418.40;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid Director is hereby authorized to contract with the Economy Glass Co. for work and material aforesaid, for the sum of \$418.40, subject to all requirements of state laws and city ordinances governing municipal contracts; and according to the specifications on file in the office of the said Director. The contract shall be particularly subject to the 8-hour day and prevailing wage scale law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, WPA workers and persons interested have appeared before the City Commission, and complained that there has been discrimination against residents of Newark in the lay-off of WPA workers; and,

WHEREAS, the expenditures for relief in the City of Newark are very heavy, and the employment of its residents on relief projects is absolutely necessary for the purpose of keeping down the amount of direct relief paid by the City of Newark; and,

WHEREAS, any discrimination against residents of Newark in the matter of percentage lay-offs on WPA projects is to the disadvantage of the

City of Newark, for the reasons above stated;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Administrators of the Works Progress Administration are very respectfully requested that the percentage of lay-offs, as applied to Newark residents, should not be greater than the percentage applied to the residents of other municipalities, and that where the relief project is one to which the City of Newark contributes, preference in the employment of persons should be given to residents of the City of Newark; and,

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby directed to send a copy of this resolution to the Administrators of the Works Progress Administration.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the title of Senior Field Supervisor, be and the same is hereby created in the Emergency Relief Division of the Department of Public Works, at a salary of \$2,520 per annum, effective July 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of June, the first and second half of July, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

James Glancy, temporary Elevator Operator, services to be terminated July 2, 1940.

Vincent Carlesimo, temporarily appointed Elevator Operator, effective July 3, 1940, at a salary of \$1,200.00 per annum.

Mr. Carlesimo is being appointed during two weeks of the leave of absence of James J. Smith.

Martin J. Bowe, temporary Watchman, services terminated June 24th, 1940.

Peter C. Mullin, temporarily appointed Elevator Operator, effective June 29th, 1940, for a period of two weeks, at a salary of \$1,200.00 per annum.

Mr. Mullin is being appointed for vacation relief.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

DIRECTOR'S OFFICE

Helen Cadier, Senior Clerk Stenographer, one day of her vacation, June 20th, 1940.

PUBLIC BUILDINGS—CITY OWNED PROPERTY

James Hughes, Laborer, one week starting July 1st, and one week starting July 15th, 1940.

Frank Hess, Laborer, one week starting July 8th and one week starting July 22nd, 1940.

PUBLIC BUILDINGS

Hugh F. Shields, Clerk, two weeks, starting July 15, 1940.

Arthur Cranston, Painter, two weeks, starting July 1, 1940.

Timothy Tansey, Cleaner, two weeks starting July 15, 1940.

William Boland, Cleaner, two weeks, starting July 15, 1940.

John Corbitt, Cleaner, two weeks, starting July 15, 1940.

Edward Collins, Watchman, two weeks, starting July 15, 1940.

Genaro Russo, Elevator Operator, 16 days, starting July 15, 1940.

Anna Judson, Telephone Operator, one week starting July 15, 1940.

Michael Connelly, Elevator Operator, two weeks, starting July 15, 1940.

Michael Gray, Watchman, two weeks, starting July 15, 1940.

Robert Strong Cleaner, two weeks, starting July 15, 1940.

Edward Dunne, Cleaner, two weeks, starting July 15, 1940.

John Griffin, Elevator Operator, two weeks starting July 17, 1940.

Mary Noble, Cleaner, two weeks, starting July 15, 1940.

Margaret Bardsley, Cleaner, two weeks, starting July 15, 1940.

Catherine Nicholson, Cleaner, two weeks, starting July 15, 1940.

Josephine Dunn, Cleaner, two weeks starting July 15, 1940.

Margaret Wallace, Attendant, two weeks, starting July 15, 1940.

Tillie Connelly, Cleaner, two weeks, starting July 22, 1940.

Mae Moore, Cleaner, two weeks, starting July 15, 1940.

Anna Newhall, Cleaner, one week, starting July 15, 1940.

Louise Strassburger, Cleaner, two weeks, starting July 15, 1940.

Helen Bushingski, Cleaner, two weeks, starting July 22, 1940.

Anthony Segale, Laborer, 12 days, starting June 24, 1940.

Charles Ilaria, Laborer Tree Climbing, 5 days starting June 24, 1940.

John McElroy, Laborer, 12 days starting June 27, 1940.

John A. Thompson, Laborer, 12 days, starting July 1, 1940.

George Abate, Laborer, 12 days, starting July 1, 1940.

Timothy O' Connor, Laborer, 12 days, starting July 1, 1940.

Ida Freund, Attendant, 16 days, starting June 29, 1940.

CENTRAL PURCHASE

Edna Dooley, Purchase Clerk, one week of her vacation, starting July 1, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that the position of Principal Supervising Inspector be and the same hereby is created in the Department of Public Affairs, effective July 1, 1940, at a compensation of \$3,200.00 per annum, appointment to be made by promotion from among employees now in the Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the salary of Francis A. Brex, Chiropodist, employed at the Newark City Alms House, Department of Public Works, be and the same is hereby increased from \$1,500 to \$1,800 per annum, effective June 16, 1940.

This salary increase is granted Dr. Francis A. Brex, in view of the fact that the duties he has been performing at the Alma House have tripled in the past few years due to the increased number of inmates admitted to the institution.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The eligible list promulgated as a result of a promotion examination for the position of Principal Assistant Superintendent in the Department of Public Affairs, expires on July 6, 1940; and

WHEREAS, It is necessary and it is for the best interest of the functional activities of the Bureau of Street Cleaning of the Department of Public Affairs, that an additional Principal Assistant Superintendent be appointed;

THEREFORE BE IT RESOLVED, That James P. McMahon, presently employed as Assistant Superintendent in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$3,000 per annum, and whose name has been certified by the Civil Service Commission as being eligible for appointment, be and he hereby is appointed to the position of Principal Assistant Superintendent in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$3,400 per annum, effective with the close of business June 15, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on February 1, 1937, the salary of William V. Tropp, Clerk, Division of Water, Department of Public Affairs, was increased from \$1,800 to \$2,200; and,

WHEREAS, On July 1, 1939, the salary of the said William Tropp was reduced to \$2,000, in accordance with requirement of Civil Service Commission, because of an eligible list then promulgated for clerks at salary of \$2,200, and for which he was not eligible; and,

WHEREAS, the said William V. Tropp is now eligible to have said salary restored to the amount of \$2,200 per annum;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the salary of William V. Tropp, Clerk, Division of Water, Department of Public Affairs, be and the same is hereby restored to \$2,200 per annum, effective as of June 16, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, for the betterment of the functional activities of the Division of Water it is necessary that an additional Supervising Repairman be appointed; and

WHEREAS IT IS deemed advisable that this additional repairman be placed in charge of aqueduct and reservoir maintenance of the Little Falls Station and that the appointment should be made from among the em-

ployees now in service in the Division of Water;

THEREFORE BE IT RESOLVED that Leonard J. Schilling presently employed as a Repairman at \$50.00 per week (\$2,600.00 per annum) be and he hereby is promoted to the position of Supervising Repairman at a compensation of \$3,100.00 per annum, effective with the close of business June 15, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John D. Neefus has been in the employ of the City since February 1, 1906; and

WHEREAS, He was appointed Paymaster in the Department of Public Affairs on July 1, 1917, at a compensation of \$1,800.00 per annum, and has continued to be employed in that capacity since that time, with a present compensation of \$3,300.00 per annum; and

WHEREAS, This rate of compensation is not comparable with the compensation paid to employees with similar duties and responsibilities in other governmental units and in private industry;

NOW, THEREFORE, BE IT RESOLVED, That John D. Neefus be and he hereby is promoted to the position of Supervising Paymaster, which position has been created by separate resolution, in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$4,000 per annum, effective with the close of business June 15, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frank Crann has been in the employ of the City permanently since January 1, 1929; and

WHEREAS, He was appointed as Supervising Inspector on September 16, 1938, without change in compensation, from the title of General Inspector, having been certified as eligible by the Civil Service Commission from a list promulgated by them as a result of a promotional examination; and

WHEREAS, The entrance salary for the position of Supervising Inspector as advertised by the examination was \$2,700.00 per annum;

THEREFORE, BE IT RESOLVED, That the compensation of Frank Crann be and it hereby is increased from \$2,260.00 per annum to \$2,700.00 per annum, effective with the close of business June 15, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John J. McGrath was appointed Assistant Superintendent of Stables in the Department of Public Affairs, Bureau of Street Cleaning, on August 20, 1925, and has been employed in that capacity since that time; and

WHEREAS, He is responsible for the care of all horses owned by the Department of Public Affairs; and

WHEREAS, An inequality exists by reason of the fact that a larger compensation is paid to other Assistant Superintendents in the Department of Public Affairs having similar responsibility;

THEREFORE, BE IT RESOLVED, That the compensation of John J. McGrath be and the same hereby is increased from \$50.00 per week \$2,-600.00 per annum) to \$3,000.00 per annum, effective July 1, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, that Patrick J. Scanlon, Jr., be and he is hereby appointed temporarily Office Boy in the office of the City Clerk, at a salary of Four Hundred and Eighty (\$480.00) dollars per annum. This appointment to date from July 1, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Vincent A. Carson has been in the employ of the City since August 1, 1923; and

WHEREAS, He has held the title of Supervising Inspector since May

1, 1936, at a compensation of \$2,-700.00 per annum; and

WHEREAS, It is necessary to have a direct head of the supervising force in order to co-ordinate and better the work;

THEREFORE, BE IT RESOLVED, That Vincent A. Carson be and he hereby is promoted to the position of Principal Supervising Inspector in the Department of Public Affairs, Bureau of Streets, which position has been created by separate resolution, at a compensation of \$3,200.00 per annum, effective July 1, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Timothy B. Struble was appointed Assistant Superintendent in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$2,184.00 per annum, and Thomas A. O'Neill was appointed to the same position at a compensation of \$2,184.00 per annum, effective April 8, 1931; and

WHEREAS, They were both increased to the compensation of \$2,-500.00 per annum, effective August 16, 1937; and

WHEREAS, Others employed in the same title and doing similar work are receiving a higher rate of compensation, namely, \$3,000.00 per annum;

THEREFORE, BE IT RESOLVED, That in order to correct this inequality the compensation of Timothy B. Struble and Thomas A. O'Neil, be and the same hereby is increased to \$3,-

000.00 per annum, effective July 1, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Name	Title	From	To
John Hancock	Clerk	\$3,100	\$3,200
John M. Judge	Clerk	2,600	2,700
Joseph F. McCrudden	Clerk	2,800	3,000
John J. McKenna	Clerk-Stenographer	2,800	2,900
Joseph A. O'Brien	Clerk	3,300	3,400
William A. Perlitt	Clerk-Stenographer	2,800	2,900
Walter G. Scherrer	Clerk-Stenographer	2,800	2,900
John G. Schweikhardt	Clerk	3,200	3,400
Edward T. Stanton	Clerk	2,800	3,100

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Mr. Charles A. Gammons is Senior District Supervisor in the Emergency Relief Division of the Department of Public Works at a salary of \$1,980. per annum; and,

WHEREAS, said Charles A. Gammons, since the creation of the Food Stamp Plan, has been transferred to manage this plan; and,

WHEREAS, the salary of the managers of the Food Stamp Plan in cities of comparable size to the City

RESOLVED, By the Board of Commissioners of The City of Newark, that the salaries of the following named employees in the office of the City Clerk, Department of Public Affairs, be and the same are increased to the amount set opposite their respective names, effective June 15, 1940; and provision for which has been made in the 1940 budget appropriation for the office of the City Clerk:

of Newark, throughout the country is approximately \$2,500; and

WHEREAS, the Officers of the Federal Surplus Commodities Corporation have recommended the salary of \$2,500 be paid the manager of the Newark Food Stamp Plan; and,

WHEREAS, the duties to be performed by the said Charles A. Gammons are more numerous and carry far greater responsibility than the position of Senior District Supervisor in the Department of Relief;

NOW, THEREFORE BE IT RESOLVED, That the salary of Charles A. Gammons, Senior District Supervisor, be and the same is hereby increased from \$1,980 to \$2,500 per annum, effective July 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

WHEREAS, Section 38:23-3, Revised Statutes of New Jersey, provides:

"38:23-3. Compensation of public officers or employees while in military or naval service. Any officer, department, institution, committee, commission or other body of the state or any subdivision or municipality thereof, may pay in his or its discretion the whole or a part of the salaries or compensation of their employees or attaches during the time they are engaged in a branch of the military or naval service of the national government or of this state.

No greater portion of the salary or compensation of a commissioned officer as an employee of a department of the state or municipal government shall be paid to him under this section than will, when added to his salary as such commissioned officer, equal the amount paid to him by the state or municipal department before entering the military or naval service.";

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that employees of the City government, at the time of the adoption hereof, members of the National Guard or of the United States Military or Naval Reserves, ordered into active Federal service, if such service is compulsory, that any and every such employee shall be paid by the City during such active Federal service the difference between Federal Service pay and the amount of municipal pay, upon application made for

leave of absence and subject to approval of the Director of the Department in which employed; and,

BE IT FURTHER RESOLVED, that inquiry shall be made into the stated service and facts, and the compulsory nature of the service ascertained by the Director of the Department; and,

BE IT FURTHER RESOLVED, that, when approved by the Director, such difference in pay shall be paid as other salaries are paid, and any and all such leaves of absence shall be revocable and terminable at the discretion of the Board of Commissioners of The City of Newark, and all applications and leaves, and certifications for difference in pay, shall be subject to the following procedure:

1. Employees will make application in manner, form and substance as contained in the form annexed hereto, subject to amendment and supplement as may hereafter be required.
2. Three copies of the form will be filed with the Director of the Department.
3. Certification of the service, and its compulsory nature, to be made by commanding officer of service unit, or other certification in lieu thereof, as shall meet with the approval of the Director of the employing Department.
4. Upon approval by the said Director, one copy of application will be forwarded to Director of Department of Revenue and Finance, and a copy filed in the office of the City Clerk, the employing Department retaining a copy.
5. The employee's name shall be carried on the Department payroll for sum of the difference in pay, and alongside of the employee's name shall appear the following notation.

"On leave of absence (Federal Military (or Naval) service, commencing 1940—

Municipal pay \$.....

Service pay \$.....

Difference \$.....

6. Checks for such salary payments may be delivered to a person or bank authorized by the employee to receive same.

and,

BE IT FURTHER RESOLVED, that the City Clerk shall forward a certified copy of this resolution to the Civil Service Commission.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the City of Newark is the sponsor of certain National Youth Administration Projects providing employment for Colored Youth between the ages of 18 and 25 years to be taken from the relief rolls of the City to be employed upon a variety of activities suitable for the employment of said youth; and

WHEREAS, it is desirable that the City of Newark as the sponsor, provide at its expense a location suitable as headquarters for the operation of said projects; and

WHEREAS, the City of Newark has presently a lease for the second and

third floors of the premises located at 5 Belmont Avenue, in the City of Newark for similar use and the operation of said projects will require the use of the entire building consisting of three floors and basement containing approximately 7,500 square feet of floor space; and

WHEREAS, E. Lorry Keeton, Receiver of the New Jersey Bank and Trust Company of Newark, the landlord of said building has agreed to lease said building to the City of Newark on a month to month basis at a rental of \$250.00 per month;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with said E. Lorry Keeton, Receiver of the New Jersey National Bank and Trust Company of Newark for the premises hereinbefore described at a rental of \$250.00 per month, said rental to be paid monthly in advance from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs and to approval as to form by the law department, with the understanding that the present lease for part of said premises is to be cancelled upon execution of new lease for the entire premises.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Mayor C. Ellenstein,

Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Project Application No. 76-7 to provide part time employment for 356 Colored Youth between 18 and 25 years of age to be taken from the relief rolls of the City to be employed upon a community center project, the activities of which will consist of homemaking, interior decorating, cooking, laundry work, table service and waiting, mechanical work shop, wood work, auto mechanic, mimeographing, printing, physical training, first aid, and general clerical assistance in the City of Newark; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$89,050.00 is contingent upon the expenditure of \$4,100.00 by the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$4,100.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the

said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Mary Criscuolo (Ironbound A.A., owner); for the establishment and operation of an automobile repair shop in a 1st industrial district; premises 359-361 Chestnut Street; on condition that all automobile repairs be conducted within the building and that no automobiles be stored on the remainder of the property; such use to be limited to the period ending five years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Mayor Ellenstein: Were there any objectors?

The City Clerk: There were objectors.

Mayor Ellenstein: Is Mr. Rankin here?

The City Clerk: No.

Mayor Ellenstein: How many objectors were there?

The City Clerk: I don't really know.

Mayor Ellenstein: Isn't it recited in the report by the secretary?

The City Clerk: We only have the report when there are no objectors, but they have all been notified.

Mayor Ellenstein: Is there anybody who desires to be heard in opposition to that application for an automobile repair shop at 359 Chestnut Street?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edwin F. Pfeifer (Henry Pfeifer, Inc., owner); for the construction and operation of commercial garage in a 1st business district; premises 374 New York Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; on condition that there be no rear entrance for the use of vehicles;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were objectors at the meeting but most of them were taken care of by putting a courtway in the building. (Mr. Rankin continued speaking to the Mayor out of the hearing of the stenographer.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alois Emmel (Criterion Building and Loan Association and Mingo Holding Co., owners); for the establishment and operation of a public garage in a 2nd business district; premises 772-776 South Orange Avenue; on condition that no automobile body work or painting be done on or about the premises; same to be operated and maintained in conformity with the rules of the Board of Adjustment;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors to this?

Mr. Rankin: There were objectors, and this application originally included an automobile paint shop, and that was taken out, so that objection was done away with.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph G. Barardinelli (Percy B. Doremus, owner); for the establishment of a funeral home in a 3rd residence district; premises 253 Mount Prospect Avenue; providing there shall not be used in connection with the operation of this funeral home any bands or music until the procession reach Bloomfield Avenue or an equal distance in any other direction.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

The following persons appeared and spoke on the resolution: Frederick Frost, Victor D'Aloia, Richard Mattia.

Mayor Ellenstein: What is the disposition of the Board?

Commissioner Byrne: If we could have the restriction placed in there offered by Judge D'Aloia I am willing to move that we concur in the recommendation.

Commissioner Franklin: I will second the motion.

Mayor Ellenstein: Motion made and seconded that the condition that no music be played for funerals on Mt. Prospect Avenue, that the action of the Board of Adjustment be concurred in. All in favor of that motion will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Naye: Mayor Ellenstein.

Mayor Ellenstein: The resolution having received three votes is declared carried.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

June 25, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

183 Camden Street; M. Insabella, owner; in a 3rd residence district the construction of a two-car garage in front of lot;

*207-209 Plane Street; Edwin C. Brautigam; owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 27, 1941;

337-341 Thirteenth Avenue; John R. Tamburro; in a 3rd residence district the establishment of a funeral home;

*439-445 High Street; Battery Park Co.; renewal of permit for stationary gasoline pump in automobile parking station and installation of one additional pump; such use to be limited to the period of one year ending June 26, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Received, copy to be sent to each

Commissioner and further action postponed to July 3, 1940.

The City Clerk: There is referred to us four matters over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, under date of June 25, two of which are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these two cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Battery Park Co. (Society of Babies Hospital, owner); for the renewal of permit for stationary gasoline pump in automobile parking station and installation of one additional pump; premises 439-445 High Street; such use to be limited to the period of one year ending June 26, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edwin C. Brautigam, owner; for the renewal of permit for automobile parking station; premises 207-209 Plane Street; such use to be limited to the period of one year ending June 27, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matters will take the usual course and be heard by the Commission one week from today, on July 3.

We will now proceed to ballot for candidates to fill the vacancy.

Commissioner Murphy: I move those resolutions, members of the Commission, be recorded in bulk. They are the same as previously.

Mayor Ellenstein: It is moved that the resolutions presented by Director Murphy be considered as having been read by the Clerk.

All in favor will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: We will now proceed to ballot.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Gerald M. F. McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald M. F. McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein, Mr McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On Roll Call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: J Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. As many as are in favor of Mr. D'Aloia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani is not elected as yet, having received but two votes.

Are there any other presentations?

Commissioner Byrne: Dr. Charles Restaino.

Mayor Ellenstein: Director Byrne presents the name of Dr. Restaino. As many as are in favor of Dr. Restaino being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Restaino having received but one vote is declared not elected.

I will present the name of Dr. Ames Filipone. As many as are in favor of Dr. Filipone being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filipone having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Charles H. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of a man who has given what I consider excellent service to the City of Newark as a member of the Board of Education for a long period of years, where he served gratuitously. I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Irving P. Serri.

Mayor Ellenstein: Director Byrne presents the name of Irving P. Serri. As many as are in favor of Mr. Serri being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Serri having received but one vote is declared not elected.

Are there any other presentations?

What is the disposition of the Board?

Commissioner Byrne: I move we adjourn.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

PEARCE R. FRANKLIN

JOE. M. BYRNE, JR.

M. ELLENSTEIN

VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, New Jersey.

H. S. REICHENSTEIN,
City Clerk.

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MINUTES OF MEETINGS

OF THE

Board of Commissioners

July, 1940

Newark, N. J., July 3, 1940.

Ae regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissionr Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing compensation for members of the Board of Adjustment of The City of Newark, under the provisions of Chapter 274, of the Laws of 1928," and stated that today was the time fixed for a further hearing.

this being the adjourned date for same.

Commissioner Murphy: I move it be deferred for two weeks and referred to the City Clerk to get an opinion from the State Relief Director, and the Law Department to assist him.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, that the sum of Thirty Thousand Six Hundred Thirty-four Dollars and Ninety-four Cents (\$30,634.94) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Auditor's Office	\$	7.50
Tax Receiver—Addresso-		
graph Division		475.00
Fiscal Agent		300 00

Technical School	25,000.00
Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	2,549.33
Reserve for Overpayment,	
Tax Receiver	89.00
Reserve for Overpayment,	
Comptroller	1,206.48
W.P.A. Tax Revaluation	
Project No. 7185-O Sub	
A-6	1,007.63
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	\$ 30,634.91

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of One Hundred Five Dollars (\$105.00) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the Supplementary Payroll of the Tax Receiver-Bookkeeping and Billing Division, Department of Revenue and Finance from June 3rd to 14th, 1940, inclusive, as follows:

Tax Receiver — Bookkeeping and Billing Division.....\$105.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Twenty-three Thousand Three Hundred Ninety-six Dollars and Eighty-

two Cents (\$23,396.82) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the semi-monthly payroll of the Department of Revenue and Finance from June 16 to June 30, 1940, as follows:

Director's Office	1,349.98
Comptroller's Office	1,810.98
Auditor's Office	1,634.56
Treasurer's Office	1,256.81
Tax Receiver—Cashier's	
Division	1,300.76
Tax Receiver—Addresso-	
graph Division	462.46
Tax Receiver—Bookkeeping	
and Billing Division	2,448.46
Tax Receiver—Counter	
Division	896.82
Personal Tax Arrears	1,405.51
Tax Board—Assessors	
Division	5,863.09
Tax Board—Surveyor's	
Division	1,400.37
W.P.A. Tax Revaluation	208.33
Assessments Local Im-	
provements	614.57
Pension Salaries	437.50
First District Court	1,190.82
Second District Court	1,115.80
	<hr/>
	\$ 23,396.82

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Three Hundred Twenty-eight Dollars and Twenty-five Cents (\$328.25) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$ 25.00
Municipal Board of Alcoholic Beverage Control	165.00
Building Division	101.25
Electrical Division	37..00
	<hr/>
	\$328.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Two Hundred Sixteen Thousand, Twelve Dollars and Fifty-eight Cents (\$216,012.58) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from June 16 to 30, 1940, incl., as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,387.47
Electrical Bureau	1,897.48
First Criminal and Family Courts	1,104.16
Second Criminal Court . .	610.39
Third Criminal Court . . .	354.16

Night Police Court	312.49
Fire Division	78,932.24
Police Division	128,932.24
	<hr/>
	\$216,012.58

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the sum of Four Thousand Seven Hundred Twenty-seven Dollars (\$4,727.00), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Bus Transportation	\$4,727.00
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Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of One Hundred One Thousand, Five Hundred Eighty-seven Dollars and Eighty-six Cents (\$101,587.86), be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of June, 1940, as follows:

Director's Office	\$ 1,548.32
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W.P.A. Project No. 5410-7	166.66
Bureau of Health	25,543.44
U.S. Health Sanitation Account	308.33
Newark City Hospital	24,517.90
Convalescent Hospital	1,941.84
Newark City Home	1,124.58
Bureau of Baths	5,204.98
Newark City Alms House..	2,655.98
Ivy Hill Power Plant	2,826.70
Outdoor Poor Department	1,720.80
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—Administration	29,625.04
	<hr/>
	\$101,587.86

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrnes, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Six Hundred Thirty-three Dollars and Thirty-seven Cents (\$633.37), be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the month of June, 1940, as follows:

United States Social Hy-
giene Fund\$633.37

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of

Eight Thousand Five Hundred Twenty-one Dollars and Forty Cents (\$8,521.40), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Band Concerts	\$ 1,089.00
United States Social Hy- giene Fund	485.03
Convalescent Hospital	2,893.54
Reserve for Liabilities, 1939 (Ivy Hill Power Plant)	633.66
Public Outing	77.39
Emergency Relief—Admin- istration	3,331.78
Director's Office	11.00
	<hr/>
	\$ 8,521.40

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Four Hundred Seventeen Thousand Six Hundred Twenty-eight Dollars and Sixty-four Cents (\$417,628.64), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Direct\$417,628.64

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the sum of Eight Hundred Ninety Dollars and Ninety-nine Cents (\$890.99) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery	\$ 97.50
Public Buildings—City Owned	
Property	168.49
Maintenance of Dog Pound	625.00
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	\$890.99

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of Thirteen Thousand, Eight Hundred Ninety-five Dollars and Four Cents (\$13,895.04) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from June 16th to June 30th, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,223.57
Public Buildings—City	
Owned Property	219.86
Weights and Measures	541.66
Weights and Measures—	
Reserve for Dedicated	
Revenue	250 00

Printing and Stationery .	165.00
Shade Tree	1,457.49
W.P.A. Project No. 1485-7	208.33
Central Purchase	1,600.82
	<hr/>
	\$ 13,895.04

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Six Hundred Twenty-nine Dollars and Thirty-four Cents (\$3,629.34) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 26th and June 29th, 1940 as follows:

Shade Tree	\$2,295.34
Public Buildings	1,334.00
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	\$3,629.34

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of Eighteen Dollars and Forty Cents (\$18.40) be and the same is hereby appropriated to the person named on the annexed certified list, same being the bills and claims of

the Department of Parks and Public Property as follows:

W.P.A. Project No. 7206-0.....\$18.40

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Two Thousand Five Hundred Sixty-three Dollars and Twenty-two Cents (\$2,563.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
WPA Project 6951-7	\$ 629.06
Alteration to and Modernization of Conv. Hos. and Ivy Hill A. H. WPA Pro. 3-7-1168	250.00
City Planning	
WPA Pro. 7215-0	416.66
Swimming Pool Construction, WPA Pro. 6069-7, Hayes Park, East	30.00
Swimming Pool Construction, WPA Pro. 6069-7, Boylan Street	28.00
Swimming Pool Construction, WPA Pro. 6069-7, Hayes Park West	1,109.50
Household Workers Training, WPA Pro. 5133A.....	100.00
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	\$2,563.22

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Seventy-six Dollars and Eighty-eight Cents (\$76.88) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$76.88

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Seven Hundred Eighty-five Dollars and Fifty-two Cents (\$785.52) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Elections	\$ 4.50
Water	750.00
House Sewer Connections	31.02
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	\$785.52

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of
Sixty-six Dollars and No Cents
(\$66.00) be and the same hereby is
appropriated to the persons named,
as per Certified List attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs as follows:

City Clerk (Reserve for
Liabilities)\$66.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of
Forty-eight Thousand Two Hundred
Forty-three Dollars and One Cent
(\$48,243.01) be and the same hereby
is appropriated to the persons named,
as per Certified List attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs as follows:

City Treasurer, Semi-monthly pay-
roll, period June 16-June 30, 1940,
both incl.

Director's Office	\$ 1,452.07
Port Newark Operations	2,847.90
Bureau of Lighting	432.50
Bureau of Streets	5,962.87
Sidewalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	4,123.28
Bureau of Surveys	3,384.16
Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	19,340.91
Swimming Pool Projects....	558.33
Newark Labor Relations	
Board	390.00

Sewer Construction	832.91
Bureau of Street Cleaning	
Reserve for Liabilities	200.00
City Clerk	3,218.40
Elections	385.00
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	\$ 48,243.01

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the following
bonds be and the same are hereby ap-
proved as to sufficiency:

KEEPERS OF JUNK SHOPS

Antonio Tortorello, 158 Oliver
Street.

Markus Schipper, 44 Lillie Street

Enrico Salerno, t/a E. Salerno &
Sons, 325-327 Chestnut Street.

Louis Halperin, 20 Boyd Street.

V. Leonardis & Sons, 47-49 Adams
Street.

Moe Cohen, 25 Concord Street.

Sophie Rubin, 14-16 Lewis Street.

Thomas Cristello, 177-179 Pulaski
Street.

Morton Zamelsky, t/a Essex Iron &
Metal Company, 309 Jelliff Avenue.

A. Lowenstein, 110-112 Lillie Street.

Paul Chasen, 40 Lillie Street.

Carmine Giordano, 106 Delancy
Street.

Giuseppe Naporano, 102 Malvern Street.

Milton Karloff, 34 Lillie Street.

Bartolomeo Giordano, 125 Johnson Street.

Patsy Ragonese, 64 Cilford Street.

AUCTIONEERS

Louis I. Bergman, 98 Branford Place.

Samuel Lerman, 60 Mulberry Street

Walter L. Bush, 50 Park Place.

David C. Willner, 60 Park Place.

Robert B. Stoutenburgh, various premises in City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

REED, HOYT, WASHBURN & CLAY
52 Wall Street
New York

July 2, 1940.

\$80,000 Reissued City of Newark, New Jersey, Bonds, Dated March 15, 1929.

Eugene A. Farrell, Esq.,
Acting Auditor of Accounts,
City Hall,
Newark, New Jersey.

Dear Sir:

We have been requested by Schlatter, Noyes & Company, Inc., of New York City, to take the necessary steps to have the registered bonds described in the enclosed "written request" reissued in coupon form.

In this connection, we enclosed herewith:

(1) "Written request" for the reissuance of the bonds executed by Charles A. Peine, the registered holder of the bonds.

Mr. Peine is an officer of Schlatter, Noyes & Gardner, Inc.

(2) Form of resolution authorizing the reissuance of the bonds. You will note that the resolution gives the name of the holder and the date, maturities, interest rate, numbers and denomination as required by the amendment to Section 40:1-57 of the Revised Statutes which becomes effective on July 4th.

Trusting that this matter will meet with your approval and that of the Board of Commissioners at tomorrow's meeting (July 3rd), we are

Very truly yours,
Reed, Hoyt, Washburn & Clay

Ordered Filed:

The following communication was received and read:

July 1st, 1940.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

The undersigned is the holder of the following outstanding \$80,000 bonds of the City of Newark, New

Jersey, dated March 15, 1929, payable March 15, 1943, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on March 15th and September 15th in each year, and consisting of eighty bonds of the denomination of \$1,000 each, reciting that they are issued pursuant to ordinances duly adopted by the Board of Commissioners of the City of Newark on January 29, 1929; viz.:

- (1) \$59,000 Water Bonds, consisting of fifty-nine bonds, numbered from 811 to 869, inclusive.
- (2) \$21,000 Public Improvement Bonds, consisting of Twenty-one bonds, numbered from 550 to 570, inclusive.

The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of the conversion certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Charles A. Peine.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of the City of Newark, hereinafter described, a resolution was duly adopted by

the governing body of said City, providing that said bonds should be issued in coupon form but should be registeralbe as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and Charles A. Peine, the holder of said bonds has presented a written request that said bonds be reconverted, at his expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$80,000 bonds of the City of Newark, New Jersey, dated March 15, 1939, payable March 15, 1943, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on March 15th and September 15th in each year, and consisting of eighty bonds of the denomination of \$1,000 each, reciting that they are issued pursuant to ordinances duly adopted by the Board of Commissioners of said City on the 29th day of January, 1929, and consisting of the following two issues of bonds:

- (1) \$59,000 Water Bonds, consisting of fifty-nine bonds, numbered from 811 to 869, inclusive.
- (2) \$21,000 Public Improvement Bonds, consisting of twenty-one bonds, numbered from 550 to 570, inclusive.

Such new coupon bonds shall consist of \$59,000 Water Bonds and \$21,000 Public Improvement Bonds, dated

March 15, 1929, payable March 15, 1943, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on March 15th and September 15th in each year, and shall be of the same denomination and bear the same numbers as said outstanding bonds.

FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City. now in use, to each of said bonds and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, that in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 3rd day of July, 1940, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners at a meeting held on the 19th day of June, 1940, adopted a resolution providing for the issuance of \$80,000 Equipment Bonds, \$156,000 Water Bonds and \$1,175,000 Poor Relief Bonds of The City of Newark, pursuant to ordinances adopted by the Board of Commissioners on the 28th day of February, 1940, and the 1st day of May, 1940, and prescribing the denominations and maturities of said bonds, and the Board of Commissioners desires to amend said resolution, as hereinafter provided; NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark, that Section 2 of said resolution be and the same hereby is amended to read as follows: "Section 2. The bonds of The City of Newark to be issued pursuant to the ordinance entitled 'An Ordinance providing for the issuance of Water Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds,' adopted by the Board of Commissioners of said City on the 1st day of May, 1940, shall be of the aggregate principal amount of \$156,000, and shall be designated 'Water Bonds.' Said bonds shall consist of one hundred and fifty-six bonds of the denomination of \$1,000 each, numbered from 1 to 156, inclusive, in the order of their maturity, and shall be dated July 1, 1940, and shall mature serially on July 1st in each year as follows, viz.: Six bonds in each of the years 1941 to the 1950, inclusive, and eight bonds in each of the years 1951 to 1962, inclusive."

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS the City of Newark, aided by the State Financial Assistance Commission, and the State, have sponsored sewing room projects, housekeeping aid, household workers training and planning board projects of the Federal Work Projects Administration, and which projects now employ a large number of persons taken from the relief rolls of the City; and

WHEREAS, it is reported that some or all of the aforesaid projects may be discontinued because of the failure of the state legislature to appropriate sponsor's funds; and

WHEREAS the discontinuance of such projects and the consequent termination of the employment of the workers thereon will place the municipality in a difficult financial situation in the requirement of relief by such discharged workers;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that it give expression to the necessity existing for the continuance of the aforesaid W.P.A. projects; that it is the duty of the state legislature to make adequate financial provision for the continuance of such state aided and sponsored projects because the discharge of the needy persons now employed on such projects will result in the requirement of financial relief by the municipality and therefore a burden unanticipated by it for the present fiscal year; that we do hereby appeal to His Excellency, A. Harry Moore and the members of the state legislature from Essex County to come to the aid of these needy workers and the city by appropriate state legislature and execu-

tive action that will result in the continuance of the aforesaid W.P.A. state aided and sponsored projects.

The City Clerk is directed to forward certified copies of this resolution to the Governor, the members of State Legislature from Essex County and to the State and local regional administrative officers of the Federal Work Projects Administration.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The City of Newark plans to improve South Orange Avenue, from South 9th Street, to the Newark-South Orange City Line, during 1940, under a currently operating W. P. A. Street Improvement Project; and

WHEREAS, the north half of the width of South Orange Avenue, from a point 156.01 feet west of Grand Avenue to a point 108.67 feet east of Halsted Street, lies within the City of East Orange; and,

WHEREAS, it is to the mutual interests of both the City of Newark and the City of East Orange to repave South Orange Avenue for its entire roadway width at the same time; and,

WHEREAS, the City of East Orange has expressed its willingness to have the City of Newark pave that portion of South Orange Avenue which lies in the City of East Orange and to pay for the same;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the City enter into contract with the City of East Orange, (a copy of which contract is attached hereto and made part hereof) for the repaving of that portion of South Orange Avenue which lies within the City limits of East Orange by the City of Newark, at the expense of said City of East Orange; and the Director of the Department of Public Affairs and the City Clerk of the City of Newark be and they are hereby authorized and directed to execute said contract, on behalf of the City of Newark, on the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John A. Matthews, as special counsel in the appeal of the matter entitled, "New Jersey Bell Telephone Co. vs. City of Newark," Court of Errors and Appeals, incurred expense of \$45.50 for printing briefs, as set forth in statement of Universal Stationery Co., attached hereto and made a part hereof; and,

WHEREAS, said sum of \$45.50 is properly payable for aforesaid briefs;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of \$45.50 be and the same is hereby appropriated and ordered paid to Universal Stationery Co., in payment of bill for aforesaid briefs.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, great advances have made in public health knowledge during the past few years; and,

WHEREAS, specialized training in bacteriology, as well as public health in general, would be of greater value to this city if possessed by more of the Health Department personnel;

NOW, THEREFORE BE IT RESOLVED, that the sum of Two Hundred Dollars (\$200.00), be and the same is hereby appropriated to cover the actual tuition cost of the eight (8) inspectors in the Bureau of Health Department of Public Works, to attend a Summer course held at Rutgers University, New Brunswick, New Jersey, two (2) days weekly during the months of July and August, 1940; and,

BE IT FURTHER RESOLVED, that the City Treasurer, be and he is hereby authorized to pay the following named inspectors the sum of \$25 each.

SANITARY INSPECTORS

John Lynch
Charles Maguire
Aristide Sepe
Edward Smith

FOOD AND DRUG INSPECTORS

Charles Tatz
Max Levine

INDUSTRIAL HYGIENE DIVISION

James Waters
George Rappaport

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Lyle J. Hopler is an honorably discharged veteran entitled to a total exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS, He obtained an exemption of \$200.00, tax \$9.10 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 1954, Lot 40, 411 North 7th Street, Newark, which property was assessed at a valuation of \$5,200, tax \$236.60.

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Lyle J. Hopler be granted a further exemption of \$300.00, tax \$13.65 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Edward Pivovar is an honorably discharged veteran entitled

to a total exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 2646, Lot 46, 822 South 16th Street, Newark, which property was assessed at a valuation of \$7,000.00, tax \$318.50.

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Edward Pivovar be granted a further exemption of \$400.00, tax \$18.20 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the expenses of Mr. Christopher C. Nugent, Jr., Chief Inspector, Sanitation Division of the Bureau of Health, Department of Public Works, incurred in attending a conference with officials of the United States Public Health Service at Washington, D. C., from July 8th to 15th, inclusive, be and the same are hereby approved not to exceed One Hundred Dollars (\$100.00).

The money to cover the expense of Mr. Nugent's trip to Washington, D. C., is to be drawn from a special fund

set aside for such work by the United States Health Sanitation account, Bureau of Health, Department of Public Works. Provision has been made in budget of the United States Health Sanitation Account for 1940 to cover this conference.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of One Hundred Fifty-three Dollars (\$153.00) be and the same is hereby appropriated to Joseph Sonnabend for overtime work May 24, 25, 27, 28, 29, and June 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29.

This overtime work was necessary because of the licensing period for renewals of all liquor licenses and was work done after the regular hours, and on Saturday and Sundays.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on June 3, 1940, the

Director of the Department of Public Works after public advertisement did receive sealed proposals for the sale by the City of livestock left over from the abandonment of the Newark City Home at Verona, N. J., and

WHEREAS, the Board of Commissioners did reject such bids for the reason that they felt the prices were not satisfactory, and subsequently, the Director of the Department of Public Works did readvertise for sealed proposals and again did receive bids on June 25, 1940, for the sale of above mentioned livestock, and

WHEREAS, the Director of the Department of Public Works can obtain better prices at private sale without public bidding;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all proposals made for said livestock by virtue of bids received on June 25, 1940, be hereby rejected, and the Director of the Department of Public Works be and he is further authorized to sell all of the aforesaid livestock at private sale on condition that the total price received for all the said livestock shall be greater than the authorized bids received after public advertisement as aforesaid.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Clover Inn, Inc., of 60-64 Thomas Street, Newark, New Jer-

sey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 17, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of Five hundred dollars, at the time of the filing of the said application; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on August 17, 1939, did grant said license to the said Clover Inn, Inc., and

WHEREAS, the said Clover Inn, Inc., is now entitled to a refund of seventy-five dollars and thirty-five cents (\$75.35);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of Seventy-five dollars and thirty-five cents (\$75.35) be and the same is hereby ordered paid to the said Clover Inn, Inc., and the Director of the Department of Revenue and Finance is hereby authorized and directed to return to the said Clover Inn, Inc., the said sum of Seventy-five dollars and thirty-five cents (\$75.35).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The Director of the Department of Parks and Public Property solicited and received informal

bids for binding twenty (20) volumes of the Laws of New Jersey for 1939; and,

WHEREAS, Wm. H. Rademaekers was the lowest responsible bidder for the sum of \$25.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the said Director is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Equipment for Venereal Disease Laboratory and Plumbing Fixtures for W.P.A. Furniture and Metal Craft Project 5209-A, (Department of Public Affairs).

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the

law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7812, dated June 12, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it.

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

BADGER METER MFG. COMPANY,
Milwaukee, Wis.

HERSEY MANUFACTURING COMPANY,
Boston, Mass.

NATIONAL METER COMPANY,
Brooklyn, N. Y.

NEPTUNE METER COMPANY,
New York, N. Y.

PHOENIX METER CORPORATION,
Staten Island, N. Y.

PITTSBURGH EQUITABLE METER CO.,
New York, N. Y.

WORTHINGTON-GAMON METER CO.,
Harrison, N. J.

One (1) or more of any or all of

the above named manufacturers' genuine Water Meter Parts in accordance with price lists and discounts on file in the Department of Central Purchase.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e.
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7704, dated May 29, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

ARMORED CONCRETE CORPORATION—Newark, N. J.

Approx 12 Ornamental Cast Iron Air Vent Stacks @ \$74.80 each.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7464, dated May 1, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

For furnishing and delivering Drugs, Surgical and X-ray Supplies, for the various departments in the City of Newark, for the period of six (6) months from date of award, to the following named firms, in the approximate amounts set opposite their respective names, and at the unit prices

shown on schedules on file in the Department of Central Purchase:

Approximately

B. & B. Drug Company	\$1,797.16
Burroughs-Wellcome & Co., Inc.	801.13
Chester Drug Company	5,871.54
Day Chemical Company	4,748.05
Fisher Cohen Company	4,889.30
Greenfield Chemical Company	5,142.20
Lissco Medical Company	621.93
Medical Service Company	1,907.21
McKesson & Robbins, Inc.	4,150.11
Maltbie Chemical Company....	1,188.96
Resnick Drug Company	2,900.79
Reinhold-Schumann, Inc.	2,484.69
James P. Smith	3,358.35
Westinghouse X-ray Co.	5,297.40

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7650, dated May 22, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it.

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the

Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

JOHN P. CALLAGHAN, INC.,
Harrison, N. J.

(Public Affairs)

Approx. 2,000 cu. yds. Bituminous Sand (Section 419) to be delivered by scow to the City Asphalt Plant @ \$1.06 cu. yd.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, there has accumulated in the Department of Public Safety, certain old and unused materials and apparatus which has been discarded as unfit for future use, as hereinafter enumerated;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Department of Public Safety be and it is hereby empowered and authorized to advertise for bids for the sale of the following old material and obsolete fire apparatus:

Lot No. 1—

Approximately 40 tons Miscellaneous Scrap Iron and Steel,

Approximately 2 tons scrap brass.

Approximately 22 pneumatic tires.

Approximately 29 solid tires.

Approximately 33 wheels equipped with solid tires.

Lot No. 2—

Approximately 16 old storage batteries.

Lot No. 3—

1 Model K-45 Buick Searchlight car, Serial No. 89207, Motor No. 551466.

Lot No. 4—

1 3-ton White Tractor, Model T. C. D., Serial No. 47851. Motor No. 3039.

Lot No. 5—

1 Model AC-7 Mack 65-foot Aerial Hook and Ladder Truck, Serial No. 734471, Motor No. C-650-660.

Lot No. 6—

1 Model AC-7 Mack 75-foot aerial hook and ladder truck, Serial No. 734472, Motor No. C-647-100.

Lot No. 7—

Approximately 1 ton Rubber-covered 12 gauge copper wire.

Lot No. 8—

Two old obsolete telegraph transmitters, made chiefly of brass; and

BE IT FURTHER RESOLVED, that the Department of Public Safety is hereby authorized to sell the above mentioned material in one lot or in separate lots, or as separate items, whichever is most advantageous to the City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, by virtue of an Act of the Legislature there has been organized in the City of Newark a local assistance board, known as the Newark Municipal Assistance Board; and

WHEREAS, the terms of the members thereof expired on June 29, 1940; and

WHEREAS, the Honorable Meyer C. Ellenstein, Mayor of the City of Newark, has appointed the following named persons for a period of one year from June 29, 1940, and to expire on June 29, 1941, to wit:—

Pearce R. Franklin
Albert F. Jaques
Benjamin Newman
Rev. Charles C. Weathers
Mrs. Thomas J. Smith

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the appointments made by the Mayor of the following named persons, to wit:—

Pearce R. Franklin
Albert F. Jaques
Benjamin Newman
Rev. Charles C. Weathers
Mrs. Thomas J. Smith

each of whom is appointed for the term of one year as a member of the aforesaid Newark Municipal Assistance Board, be and the same are hereby approved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Public Affairs has been notified by the Eastern District Representative of the International Union of Operating Engineers that prevailing working conditions throughout the State of New Jersey require that in addition to an operating engineer there shall be employed an apprentice engineer on all truck cranes, whose duties are to grease, oil and drive the truck crane; and

WHEREAS, The Department of Public Affairs has a truck crane which is not being presently operated by an apprentice engineer, in accordance with prevailing working conditions,

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the position of apprentice engineer be and it hereby is created in the Department of Public Affairs, effective July 8, 1940, at the prevailing rate of compensation for this position.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

WHEREAS, on May 29, 1940, Joseph Ruasi and Frank Alu did file an application for the transfer of a Plenary Retail Consumption License (No.

C-937) held by Joseph Ruisi, 297 South Orange Avenue, Newark, New Jersey, and did deposit therewith the sum of Fifty dollars (\$50.00) to effect such transfer; and

WHEREAS, on or about the time of filing of the said application, an application for renewal was filed in the name of Joseph Ruisi and the application for transfer to the partnership could not be acted on; and

WHEREAS, because of the above conditions, and the filing of renewal for license (No. C-937) by Joseph Ruisi, and because of this the Municipal Board of Alcoholic Beverage Control of Newark was unable to consider the said application for the transfer; and

WHEREAS, the said Joseph Ruisi and Frank Alu, is now entitled to a refund of the Fifty dollars (\$50.00).

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the said sum of Fifty dollars (\$50.00) be and the same is hereby ordered paid to the said Joseph Ruisi and Frank Alu and the Director of the Department of Revenue and Finance is hereby authorized and directed to return to the said Joseph Ruisi and Frank Alu the said sum of Fifty dollars (\$50.00) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Com-

missioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of June and the first half of July, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified.

PUBLIC BUILDINGS

Martin J. Bowe, temporarily appointed Watchman, effective July 2nd, 1940, at a salary of \$1,200.00 per annum.

Mr. Bowe has been appointed for vacation relief.

Isabelle C. Jones, temporarily appointed Telephone Operator for three days—June 27th, June 28th and June 29th, 1940, at a salary of \$20.00 per week.

Miss Jones was appointed for vacation relief.

Charles Coots, temporarily appointed Stationery Fireman, effective July 1st, 1940, at a salary of \$3,000.00 per annum.

Temporary employment of Peter C. Mullin, Elevator Operator, extended from July 13th to July 27th, 1940.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Helena Shephard, Telephone Operator, three days of her vacation, June 27th, 28th, and 29th, 1940.

WEIGHTS AND MEASURES

Willard E. Reed, Superintendent, six days of his vacation, starting July 5th, 1940.

SHADE TREE

Joseph Tortoriello, Labore., 12 days, starting June 27, 1940.

Louis Leon, Laborer, 12 days, starting July 5th, 1940.

Daniel Valpone, Laborer, 12 days, starting July 5, 1940.

Cornelius J. Cronin, Foreman, 12 days, starting July 8, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the title of Comptometer Operator be and the same is hereby created in the Emergency Relief Division of the Department of Public Works, at a salary of \$1,080.00 per annum, effective July 1st, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That Dominick Villanova, 396 South 9th Street, Newark, N. J., be and he hereby is appointed to the position of Apprentice Engineer in the Department of Public Affairs, Division of Water, which position has been created by separate resolution, at a compensation of \$50.00 per week, the prevailing rate of wages, effective July 8, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that, wherever in the judgment of the Director of the Department there will be no interference with the necessary services of the City, the said Director of said Department is hereby authorized and empowered to arrange the work of the said Department in such a way as to permit the employees of the said Department, or such of them as is possible and convenient without interference with the necessary services of the City, to have off the day of Friday, July 5, 1940, and the day of Saturday, July 6, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I would like to state on that resolution, if it is necessary, that I have already issued orders this morning to give the employees Friday off, right through, and we have got a skeleton force for the people paying taxes. But I want it understood by the public that the collection of taxes will continue just the same, so that anybody will not feel that the City Hall is not open and will not come down to the Tax Department. The Tax Department will be open Friday and Saturday

Mayor Ellenstein; And all the other departments likewise.

Commissioner Murphy: I thought they might think the entire Hall was closed and we might miss the chance of collecting a couple of thousand dollars.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Project Application No. A-14 to provide part time employment for 31 youth between 18 and 25 years of age to be taken from the relief rolls of the City to be employed upon a writers project and prepare exhibitions and visual educational materials, posters, using diagrams, models, photographs, patterns and other similar materials; prepare motion picture scenarios and other type of plans for exhibit material; the youth workers will receive valuable work experience in newspaper and other publishing techniques, in advertising lay out and design and techniques in the preparation of visual educational material and in handling the modern type of equipment used on such work; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$9,146.00 is contingent upon the expenditure of \$1,000.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$1,000.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Project Application No. A-13 to provide part time employment for 62 youth between 18 and 25 years of age to be taken from the relief rolls of the City to be employed upon a recreational leadership work project rendering assistance to community centers and recreational centers; the youth workers employed will receive valuable training and work experience as score keepers, time keepers, referees, umpires, play leaders and playground supervisors; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$15,960.00 is contingent upon the expenditure of \$750.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$750.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Project Application No. A-10 to provide part time employment for 196 youth between 18 and 25 years of age to be taken from the relief rolls of the City to be employed upon a project in making and repairing old garments for the distribution to the poor and needy by municipal, charitable and welfare agencies and in the making of surgical packs and dressings for the American Red Cross, Presbyterian Hospital, Newark Beth Israel Hospital, St. Barnabas Hospital, Salvation Army, Mt. Carmel Guild and New Jersey Orthopedic Hospital; the workers employed will receive valuable work experience in housekeeping aide, cooking, other home economics, dressmaking, cutting and various handicraft activities; instruction and related training in the subjects of home making, cooking, economical marketing, dietetics, counter serving, waitress training, hygiene, personal grooming and etiquette; and

WHEREAS the contribution requested of the National Youth Administration for said project amounting to \$53,360.00 is contingent upon the expenditure of \$8,050.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$8,050.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Project Application No. A-11 to provide part time employment for 406 youth between 18 and 25 years of age to be taken from the relief rolls of the City to be employed on a clerical assistance work project rendering stenographic and clerical assistance to governmental and eligible non-governmental agencies; the youth workers employed will receive valuable work experience and training in stenographic work, typing, filing and general clerical office routine; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$109,152.00 is contingent upon the expenditure of \$6,000.00 by the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$6,000.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Pro-

ject Application No. A-9 to provide part time employment for 259 youth between 18 and 25 years of age to be taken from the relief rolls of the City to be employed upon a work shop project to make and repair old furniture and recreational equipment for governmental and recreational departments, community centers and community nurseries; the workers will receive valuable training and work experience in the use of hand tools, painting and finishing methods, sign painting, poster making and repairing shoes; and.

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$72,950.00 is contingent upon the expenditure of \$11,525.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$11,525.00 for the purpose aforesaid, to be paid from the funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration Project Application No. A-12 to provide part time employment for 36 youth between 18 and 25 years of age to be taken from the relief rolls of

the City to be employed upon a nursery school assistance work project furnishing aid to eight day nurseries; youth workers employed will be receive valuable training and work experience in child care, child psychology, dietetics, first aid and nursery school methods; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$9,132.00 is contingent upon the expenditure of \$1,000.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$1,000.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of M. Insabella, owner; for the construction of a two-car garage in front of lot in a 3rd residence district; premises 183 Camden Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors?

Mr. Rankin: There was an objection from the owner of the next door apartment due to the fact that the proposed garage would come in front of the court which lights that apartment. The Board investigated that and found there was sufficient space in the court there to take care of any light and air and that the garage would not completely block the windows. When it was passed, the objectors did not come back, so I imagine they were satisfied.

Mayor Ellenstein: What is the disposition of the Board?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the

City of Newark that the following structure or use be allowed:

Application of John R. Tamburro (Fidelity Union Trust Co., owner); for the establishment of a funeral home in a 3rd residence district; premises 337-341 Thirteenth Avenue; on condition that there will be no music of any kind used at any of the funerals or processions from the house;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Frank Gesuldi, 191 South 7th Street: We have an apartment house, not exactly across the street, but adjacent to the house that is across the street from the said property there that is in question.

Mayor Ellenstein: What street number,

Mr. Gesuldi: 191-193.

Mayor Ellenstein: 191 and 193 what street?

Mr. Gesuldi: South 7th.

Mayor Ellenstein: This is the apartment there?

Mr. Gesuldi: Yes. I feel—

Mayor Ellenstein: Are you a resident there?

Mr. Gesuldi: Owner and resident.

Mayor Ellenstein: How many families in the apartment?

Mr. Gesuldi: Eight. At the time we bought the place we bought it with the understanding that the place was a residential district, and that in the future it would be kept that way, and any such business enterprise there would be a detriment to our income, and I feel that the people around the said property have been paying taxes in the past in order to keep up that district as residential, and I know that any such business enterprise will in the long run be a loss and cannot be any gain to us. We know so many things that would come up during these funeral processions that would not be any favor to us.

Mayor Ellenstein: What things, for example?

Mr. Gesuldi: Well, parking cars. They have too many cars around there, and many people coming in and out, and it is not a nice sight to see funerals, especially so close to the house, and it is not one that is going to be held, it will be many. Any time one looks out the window there it sort of kills the happy feeling that he is in at the time. I know that my tenants all disagree on having such a business put up there. They are all for a residential district, and I know that the property and everything will be depreciated.

We have been paying our taxes quite regularly in the past, and always on time, and I feel that we should have some satisfaction.

Mayor Ellenstein: Are there any other objectors?

Mr. Gesuldi: I have two more property owners, and I have a petition here signed—

Mayor Ellenstein: Just hand it up. Where does this lady own?

Mr. Gesuldi: Hers is 192. She has got a lot and a house.

Mayor Ellenstein: 192 South 7th Street?

Mr. Gesuldi: That is right. And the other, 185 South 7th Street.

Mayor Ellenstein: How about these adjoining property owners, do they object?

Mr. Gesuldi: Last week they did.

Mayor Ellenstein: 338, for example, the property immediately adjoining.

Mr. Gesuldi: They are strongly against it, and they are the ones started that petition and told us to take it down. Probably something must have turned up—

Mayor Ellenstein: The West End Building and Loan owns that, the Secretary of the Board of Adjustment says, and they did not object.

Mr. Gesuldi: Which one is that?

Mayor Ellenstein: 338, the one immediately adjoining.

Mr. Gesuldi: I thought you meant the one directly across the street.

Mayor Ellenstein: I am talking about 338. They would be very much more affected than you would be at some distance. 185 is almost 200 feet away. 185 is almost outside of the 200 feet. How about the owners of 338, 336, and 334?

Mr. Gesuldi: Which house is that?

Mr. Rankin: 336, there was an objector present.

Mayor Ellenstein: How about 334?

Mr. Rankin: We have a letter on that from the Home Owners Loan. They object to that.

Mayor Ellenstein: How about 216 South 7th Street?

Mr. Rankin: Charles Hague, the owner, was present and objected.

Mayor Ellenstein: How about these four corners? How many objectors?

Mr. Rankin: The owner of 345 Thirteenth Street on the northwest corner did not object.

Mayor Ellenstein: Isn't Dr. Reilly on one of those corners?

Mr. William Nottle: Dr. Reilly doesn't object. I personally called on Dr. Reilly—

Mr. Rankin: The Fidelity Union Trust Company at 344 Thirteenth Avenue did not object.

Mayor Ellenstein: Where do you own property?

Mrs. Filomena Juliano: 185.

Mayor Ellenstein: This lady is 185 South Seventh and the other lady is 192.

Are there any other objectors?

You are appearing for the applicant?

Mr. Nottle: For the applicant, yes, sir. We have a petition here signed by Dr. Gisano and Dr. Smith. Dr. Gisano is 194, right next door. (Mr. Nottle continues reading the names of the signers of his petition.)

And there was a Mr. Stopper. He has no objection, but he would not sign—

Mayor Ellenstein: Who is Mr. Stopper?

Mr. Nottle: On the opposite corner. I personally saw Mr. Stopper. He has no objection, but he won't sign a pe-

tition. He was afraid if he agreed to this he would have to agree to a gasoline station or some other enterprise that might go on the premises.

Last week there were apparently eight or nine objectors. This week there are only three. The best of them are nearly in accord. It wasn't understood what was to be done.

I might state, the building is not going to be torn down. My man hopes to embellish it. The plot will be better than it is today, and the interior will be extensively altered and there will be an increased taxation to the City of Newark.

Mayor Ellenstein: Director Byrne says he understands \$10,000 will be spent on this.

Mr. Nottle: Approximately \$10,000 we expect to spend in there on the interior. The exterior, the only difference there will be two columns in the front.

Commissioner Murphy: Is this fellow moving from another place?

Mr. Nottle: Yes. He has been in that neighborhood, the undertaking establishment been in business for the last thirty-five or forty years.

Commissioner Murphy: I am trying to place where he was.

Mr. Nottle: Camden and South Orange Avenue at the present time.

Commissioner Murphy: On the corner?

Mr. Nottle: That is right.

Mayor Ellenstein: Is there anyone else?

Mr. Gesuldi: Last week, we just got that petition signed two days ago, but it seemed as though Mr. Tamburo just got ahead of us and talked to

each one privately, and naturally, he did change their minds. But they were strongly opposed to it last week and they were all here.

Mayor Ellenstein: You don't doubt that those are their signatures?

Mr. Gesuldi: I know that.

Mayor Ellenstein: Is that their signatures?

Mr. Gesuldi: That is their signature, I cannot doubt that.

Mr. Notte: I might state they were afraid a club house was going to be installed there in the undertaking establishment, and we dissuaded them and told them it was not a proper thing to have a club room in an undertaking establishment. Someone told them there was going to be pool tables, card parties, and so on.

Commissioner Murphy: They don't go together.

Mr. Notte: They don't go together.

Mr. Gesuldi: That is slightly exaggerated. We happen to know in his present place there he has many employees around his property there, around the business that he has there, and we feel—

Mayor Ellenstein: In the funeral parlor?

Mr. Gesuldi: In the funeral parlor.

Mayor Ellenstein: How many employees?

Mr. Gesuldi: His employees.

Mayor Ellenstein: How many employees would they have around the funeral parlor?

Mr. Gesuldi: Drivers—I don't know exactly.

Mayor Ellenstein: They have driv-

ers around any business place in the garage. You say they are in business now at South Orange Avenue and Camden Street. You are talking about traffic conditions. South Orange Avenue at that street is not a very wide street—I think it is about 40 feet. It would seem it would be to the best interests of everybody to have him go in off a main artery like South Orange Avenue into another part for a funeral parlor.

Mr. Gesuldi: I cannot see how it will help me any. I know darned well that is going to be a detriment.

Mayor Ellenstein: The only detriment you know of is that there will be parking in front of your house.

Mr. Gesuldi: That is right.

Commissioner Byrne: There will be an increase in personal taxes, too.

Mr. Notte: Undoubtedly in personal and realty.

Mr. Gesuldi: We pay quite a lot of taxes ourselves and we have been paying taxes for quite a while. If you will look up our record you will notice as a taxpayer we rate pretty high.

Mr. Notte: We all pay taxes.

Mayor Ellenstein: These large institutions like the West End Building and Loan and Fidelity Union, they own property around there. Those people are more experienced in property values; they own a lot of property. If a funeral parlor is going to deteriorate their property they would be here objecting. They have real estate agencies, all these large institutions. You and these two ladies are removed a considerable distance.

Mr. Gesuldi: It is not a considerable distance.

Mayor Ellenstein: As compared to

an adjoining property owner. The adjoining property owner is the one who is more vitally affected, don't you agree with that?

Mr. Gesuldi: Yes, but I think we have quite a valuable piece of property there and it is going to hurt us more.

Mayor Ellenstein: What is the disposition of the Board?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: That has been passed by the Board and it has a restriction, no bands.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

July 2, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*580 South Tenth Street; Harry Krueger; renewal of permit for two portable gasoline tanks; such use

to be limited to the period of one year ending June 1, 1941;

*3-31 Lexington Street; Specialty Handle Manufacturing Company, owner; renewal of permit for automobile parking station; such use to be limited to the period of two years ending July 6, 1942;

*42 Clinton Street; Alex G. High-ton, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 6, 1941;

131 Brill Street; William V. Byrne; in a 3rd residence district an insufficient side yard for a three story dwelling, same to be moved to these premises from 58 Hawkins Street;

*42 Elm Road; Donato Quagliato, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 27, 1942;

2-16 Monteith Avenue; Luigi D'Allesio; renewal of permit for the storage of second-hand lumber; such use to be limited to the period of one year ending June 22, 1941;

41 Adams Street; Michael B. Silberstein; in a 1st industrial district the construction of an addition to present chicken market—(No objectors).

Respectfull submitted,

Board of Adjustment.

R. B. Rankin,
Secretary.

Received, copy to be sent to each Commissioner and further action postponed to July 10, 1940.

The City Clerk: We have a communication over the signature of the Secretary of the Board of Adjustment under date of July 2, referring seven matters to us, four of which are

renewals, and one, namely, Michael B. Silberstein, 41 Adams Street, there has been a request for a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these five case.

Commissioner Murphy: I so move you.

Commissioner Byrne: I second it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry Krueger (William Aschenbach, owner); for the renewal of permit for two portable gasoline tanks; premises 580 South Tenth Street; such use to be limited to the period of one year ending June 1, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Specialty Handle Manufacturing Company, owner; for the renewal of permit for automobile parking station; premises 3-31 Lexington Street; such use to be limited to the period of two years ending July 6, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alex G. Highton, owner; for the renewal of permit for automobile parking station; premises 42 Clinton Street; such use to be limited to the period of one year ending July 6, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to

the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Donato Quagliato, owner; for the renewal of permit for retail ice depot; premises 42 Elm Road; such use to be limited to the period of two years ending June 27, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Michael B. Silberstein, (Delmira Augusto, owner); for the construction of an addition to present chicken market in a 1st

industrial district; premises 41
Adams Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matters will take the usual course and be heard a week from today.

The following communication was received and read:

BOARD OF EDUCATION
31 GREEN STREET
NEWARK, NEW JERSEY

Board of Commissioners
of the City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:

At the Organization Meeting of the Board of Education for the year

1940-1941 held Monday, July 1, 1940, the following resolution was adopted:

"RESOLVED, That Frank Cozzoline, President, and Mrs. Edith M. Berry, Vice President, be and they are hereby appointed members of the Board of School Estimate, and that the Secretary be directed to notify the Board of Commissioners of the City of Newark of this action of the Board."

Yours truly,
Alfred H. Krick,
Secretary to Board.

Ordered filed.

A report on 1938 omitted assessments against American Steel Foundries, American Hawaiian Steamship Co., Borden Company and U. S. Lumber Co. was submitted by Commissioner Murphy.

Commissioner Murphy: Here is a report, Mr. Mayor, on four of the companies that I have settled with, in line with the approval of the Commission at the meeting; and the others are before the County Board and they are still making settlements on some of the others. So I just got that turned over to me today, otherwise I would have given it to you sooner. Those were the four that the amount of money we collected, as outlined in our conference, amounts to \$112,000 on these four.

Now, the others on the back of the page there, they are still pending before the County Board and we are still negotiating with them on the basis there may be some additional settlement with them. That is the National Biscuit, American Radiator, Porto Rican and Spalding.

There was a reversal on the Sun Oil case by the County Board on the question of jurisdiction, and the city is appealing the decision.

This is the report.

Mayor Ellenstein: Shouldn't a resolution be introduced?

Commissioner Murphy: I wanted a resolution to settle the thing, but the Law Department advised me it was not necessary. It is all right with me to introduce it.

Mayor Ellenstein: That is all right.

Now, for the purpose of the record, you may make your statement.

Commissioner Murphy: I move you, Mr. Mayor, that the statement in reference to the settlement with the four companies as outlined in this report to the Commission, be recorded in the minutes, and at a later date a further report will be submitted to the Commission as adjustments are made with the different companies.

Received and ordered filed.

Commissioner Murphy: Now, introduce these resolutions—

Mayor Ellenstein: The five resolutions usually introduced by Director Murphy will be considered as though they had been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions

in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

The Annual Report of the Department of Public Safety for the year 1939 was read and ordered filed.

Mayor Ellenstein: We will now proceed to present names to fill the vacancy that exists in the Newark City Commission.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pel-
lecchia, Jr.

Mayor Ellenstein: Director Frank-
lin presents the name of James Pel-
lecchia, Jr. As many as are in favor
of Mr. Pellecchia being chosen to fill
the vacancy will signify by saying
aye, contrary no; the Clerk will call
the roll.

On roll call: Commissioner Frank-
lin and Mayor Ellenstein voted aye;
Commissioners Byrne and Murphy
voted no.

Mayor Ellenstein: Mr. Pellecchia
having received but two votes is de-
clared not elected.

Are there any other presentations?

I will present the name of Louis R.
Mazzei. As many as are in favor of
Mr. Mazzei being chosen to fill the
vacancy will signify by saying aye;
contrary no; the Clerk will call the
roll.

On roll call: Commissioner Frank-
lin and Mayor Ellenstein voted aye;
Commissioners Byrne and Murphy
voted no.

Mayor Ellenstein: Mr. Mazzei hav-
ing received but two votes is declared
not elected.

Are there any other presentations?

I present the name of Carl Abruz-
zese. As many as are in favor of Mr.
Abruzzese being chosen to fill the va-
cancy will signify by saying aye, con-
trary no; the Clerk will call the roll.

On roll call: Commissioner Frank-
lin and Mayor Ellenstein voted aye;
Commissioners Byrne and Murphy
voted no.

Mayor Ellenstein: Mr. Abruzzese
having received but two votes is de-
clared not elected.

Are there any other presentations?

Commissioner Byrne: Gerald Mc-
Laughlin.

Mayor Ellenstein: Director Byrne
presents the name of Mr. Gerald Mc-
Laughlin. As many as are in favor
of Mr. McLaughlin being chosen to
fill the vacancy will signify by saying
aye, contrary no; the Clerk will call
the roll.

On roll call: Commissioner Byrne
voted aye; Commissioners Franklin,
Murphy and Mayor Ellenstein voted
no.

Mayor Ellenstein: Mr. McLaughlin
having received but one vote is declar-
ed not elected.

Are there any other presentations?

I will present the name of Judge
Ralph Villani. As many as are in
favor of Mr. Villani being chosen to
fill the vacancy will signify by saying
aye, contrary no; the Clerk will call
the roll.

On roll call: Commissioner Frank-
lin and Mayor Ellenstein voted aye;
Commissioners Byrne and Murphy
voted no.

Mayor Ellenstein: Judge Villani
having received but two votes is de-
clared not elected.

Are there any other presentations?

Commissioner Byrne: Charles R.
Hardin.

Mayor Ellenstein: Director Byrne
presents the name of Charles R. Har-
din. As many as are in favor of Mr.
Hardin being chosen to fill the vacancy
will signify by saying aye, contrary
no; the Clerk will call the roll.

On roll call: Commissioner Byrne
voted aye; Commissioners Franklin,

Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Dr. Charles R. Restaino.

Mayor Ellenstein: Director Byrne presents the name of Dr. Charles Restaino. As many as are in favor of Dr. Restaino being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Dr. Restaino having received but one vote is declared not elected.

Any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. As many as are in favor of Mr.

D'Aloia being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Mr. Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes will have to be content with being president of the Board of Education.

Are there any other presentations?

Commissioner Byrne: Mr. Irving P. Seery.

Mayor Ellenstein: Director Byrne presents the name of Irving P. Seery. As many as are in favor of Mr. Seery being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Seery receiving but one vote is declared not elected.

Any other presentations?

Commissioner Byrne: Mr. George Besch.

Mayor Ellenstein: Does he live in Newark?

Commissioner Byrne: Yes.

Mayor Ellenstein: Director Byrne presents the name of Mr. George Besch. As many as are in favor of Mr. Besch being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: I don't recall the man. I never heard of him. Maybe it would be unfair of me to vote against him.

Are there any other presentations?

What is the disposition of the Commission.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
M. ELLENSTEIN
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, New Jersey

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 10, 1940.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Murphy: I move they be dispensed with, with the understanding there is no reference to the meetings of June 12th and 19th in the minutes.

The City Clerk: It is only the minutes of the last meeting.

Commissioner Murphy: As long as the Clerk certifies to it, that is all right.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of all that part of Hecker Street as the same was opened 50 feet wide by ordinance passed by the Common Council of the City of Newark, October 21, 1870, and approved by the Mayor, October 24, 1870, ex-

tending from the southerly line of Dickerson Street southerly about 104 feet to the northeasterly line of City Railway.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That all that part of Hecker Street as the same was opened 50 feet wide by ordinance passed by the Common Council of the City of Newark, October 21, 1870, and approved by the Mayor, October 24, 1870, extending from the southerly line of Dickerson Street southerly about 104 feet to the northeasterly line of City Railway, shall be vacated as a public street or highway.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1449-V, dated July 9, 1940.

Under and by virtue of the provisions of Section 1, subdivision (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto. Revised Statutes, 1937, 40: 67-1 (b).

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin, moved that July 24, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinances will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance Requiring the Union Label on all Stationery and Printing, and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced for information.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require the employment of workers at prevailing wage and upon an eight hour day basis upon all contracts of the City of Newark for services or for the purchase furnishing or delivery of any material or supplies of any nature, and stated that today was the time fixed for a further hearing, this being the adjourn-

ed date for same, the ordinance having been introduced for information.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing for the vacation of Badger Avenue as shown 70 feet wide on the Commissioners Map of Clinton Annexation (1869), from the northerly line of Rose Street northerly to the southerly line of Waverly Avenue," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any citizen who desires to be heard on this ordinance?

(No response.)

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the vacation of Badger Avenue as shown 70 feet wide on the Commissioners Map of Clinton Annexation (1869), from the northerly line of Rose Street northerly to the southerly line of Waverly Avenue," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of Badger Avenue as shown 70 feet wide on the Commissioner Map of Clinton Annexation (1869), from the northerly line of Rose Street northerly to the southerly line of Waverly Avenue.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to regulate female employes on premises licensed for the sale of Alcoholic Beverages, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

The following persons appeared and talked on the ordinance: Sidney Simandl, 24 Branford Place; John J. Donahue, 352 Broadway; Mr. Nicholas Albano, Miss Louise Ruth Shapiro, Miss Cecil Roberts, 70 Milford Avenue, Mr. Herman Doppelt, Mr. Fred Neiberg, Rev. H. P. Strome, Pastor Central Presbyterian Church; Mr. William Pardee, Mr. Gustave E. Wiedenmeyer.

Mr. Wiedenmayer: We are willing to accept the passage today of the first four sections.

Mayor Ellenstein: The ordinance in toto with the exception of amending by expunging section 5.

Mr. Wiedenmayer: Yes, sir, with no prejudice to Section 5.

Mayor Ellenstein: Then the ordin-

ance later on can be amended or supplemented—

Mr. Wiedenmayer: To include that or any portion of it, that is right.

Mayor Ellenstein: Is there anyone else?

(No response).

There being no one else to be heard, Commissioner Byrne moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Commissioner Murphy: I move that the ordinance be amended by striking

out what is now known as Section 5 in the ordinance, which will result in making section 6 as Section 5 and Section 7 as it now exists in the ordinance will be called section 6.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

The Clerk then read the ordinance at length as amended:

An Ordinance to Regulate Female

Employees on Premises Licensed.

For the Sale of Alcoholic Beverages.

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN:

1: No female employed on any premises licensed for the sale of alcoholic beverages under a plenary retail consumption license shall accept any food or drink, alcoholic or otherwise, at the expense of any customer or patron.

2: No plenary retail consumption licensee shall permit, allow, or suffer any female employed on the licensed premises to accept any food or drink, alcoholic or otherwise, at the expense of any customer or patron.

3: No employee of a plenary retail consumption licensee shall permit, allow or suffer any female employed on the licensed premises to accept any food, or drink, alcoholic or otherwise,

at the expense of any customer or patron.

4: No employer of any female employed on premises licensed under a plenary retail consumption license, or his employee or employees, shall permit, allow or suffer any female employed on the licensed premises to accept any food or drink, alcoholic or otherwise, at the expense of any customer or patron.

5: Any person who shall violate any of the provisions of this ordinance shall upon conviction thereof, forfeit and pay a fine not exceeding One Hundred Dollars (\$100.00), or be imprisoned for a period not exceeding thirty (30) days, or both, in the discretion of the court imposing the same.

6: This ordinance shall take effect immediately, subject to passage and publication according to law.

Mayor Ellenstein: Now I will entertain a motion that the ordinance be adopted on second reading in its amended form.

Commissioner Murphy: I so move you.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners B y r n e Franklin, Murphy, Mayor Ellenstein

Commissioner Murphy moved that the title of "An Ordinance to regulate female employes on premises licensed for the sale of alcoholic beverages" be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An ordinance to regulate female employes on premises licensed for the sale alcoholic beverages.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Twenty Dollars and Sixty-one Cents (\$820.61) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from June 1st, 1940, to June 30th, 1940, as follows:

Reserve for Liabilities	
Auditor's Office	\$ 40.00
Bookkeeping and Billing	
Division	43.75
Auditor's Office	205.22
Comptroller's Office	40.08
Treasurer's Office	91.84
Counter Division	146.00
Cashier's Division	30 08
Addressograph Division	16.68

Bookkeeping and Billing	
Division	73.40
Personal Tax Arrears	75.16
Assessors Division	16.66
Surveyors Division	41.74

\$820.61

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, Two Hundred Thirty-one Dollars and Five Cents (\$7,231.05) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 63.19
Comptroller's Office	43.00
Auditor's Office	153.75
Treasurer's Office	151.25
Tax Board—Assessors Div.	281.00
First District Court	6.70
Assessments for Local Improvements	100.41
Tax Receiver—Bookkeeping and Billing .....	.50
Tax Receiver—Counter Division	30.00
Tax Receiver—Addressograph Division	1,000.00
Cost of Bond Issue	12.12
Surety Bonds and Insurance	2,812.50
Reserved Overpayments, Tax Receiver	256.64
Reserved Overpayments—Comptroller	2,319.99
	<hr/>
	\$ 7,231.05

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Seventeen Thousand, One Hundred Ninety-seven Dollars and Ninety-one Cents (\$17,197.91) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 15,684.48
Police Division	1,215.42
Police Courts	188.55
Director's Office	15.00
Municipal Board of Alcoholic Beverage Control ..	94.46
	<hr/>
	\$ 17,197.91

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of One Thousand, One Hundred Twenty-two Dollars and Sixty Cents (\$1,122.60) be and the same is hereby appropriated to the persons named

on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Law Department	\$ 241.10
Band Concerts	834.00
Ivy Hill Power Plant	47.50
..	<hr/>
	\$ 1,122.60

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Eight Hundred Seventy-two Dollars and Forty-Six Cents (\$3,872.46) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 3d and July 5, 1940, as follows:

Shade Tree	\$ 2,524.46
Public Buildings	1,348.00
	<hr/>
	\$ 3,872.46

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions.

RESOLVED: That the sum of One Thousand One Hundred Thirty-one Dollars and Forty-eight Cents (\$1,131.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, WPA Project 6069-7 (Hayes Park East)	\$ 323.53
Swimming Pool Construction, WPA Project 6069-7 (Hayes Park West)	391.26
Swimming Pool Construction, WPA Project 6069-7 (Boylan Street)	246.15
Swimming Pool Construction, WPA Project 6069-7 (Clifton Avenue)	170.54
	<hr/>
	\$1,131.48

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Ten Thousand, Six Hundred Seven Dollars and Sixty-two Cents (\$10,607.62) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$ 10,221.58
City Clerk	107.68
Newark Labor Relations Board	20.95
Surveys	8.95
House Sewer Connections	13.05
Sewers	47.40

Water	40.00
Airport Construction	60.00
Port Newark Operations	88.01
	<hr/>
	\$ 10,607.62

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, One Hundred Twenty-two Dollars and Two Cents (\$2,122.02) be and the same is hereby appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA Project 6951-7)	\$ 550.32
Street Construction (WPA Project 6926)	1,469.70
Swimming Pool Construction (Hayes Park West) (WPA Project 6069-7) ..	62.00
Swimming Pool Construction (Hayes Park East) (WPA Project 6069-7)	40.00
	<hr/>
	\$ 2,122.02

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of

Thirty-seven Thousand, One Hundred Ninety-six Dollars and Forty Cents (\$37,196.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll,
Period Ending July 3, 1940.

Port Newark Operations	\$ 1,885.05
Bureau of Motors	2,598.77
Bureau of Streets	2,238.96
Bureau of Sewers	869.54
House Sewer Connections..	571.98
Bureau of Street Cleaning	19,268.98
Street Construction	913.51
Bureau of Water	8,849.61
	<hr/>
	\$ 37,196.40

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand Nine Hundred Sixty-five Dollars and Forty-five Cents (\$36,965.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending June 26, 1940:

Port Newark Operations	1,873.65
Bureau of Motors	2,555.97
Bureau of Streets	2,044.72
Bureau of Sewers	911.83
House Sewer Connections ..	518.63
Bureau of Street Cleaning	19,540.00

Street Construction	455.22
Bureau of Water	9,065.43
	<hr/>
	\$ 36,965.45

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

"July 1, 1940.

Vincent J. Murphy, Esq.,
Director of the Department of Revenue and Finance,
City Hall,
Newark, New Jersey.

Dear Sir:

We offer to purchase bonds of the issue described below in the principal amount of \$1,411,000 and as follows:
(1) \$80,000 Equipment Bonds dated

July 1, 1940, payable, \$15,000 of bonds on July 1st in each of the years 1941 to 1944, inclusive, and \$20,000 of bonds on July 1, 1945.

(2) \$156,000 Water Bonds dated July 1, 1940, payable \$5,000 of bonds on July 1st in each of the years 1941 to 1964, inclusive, and \$6,000 of bonds on July 1st in each of the years 1965 to 1970, inclusive.

(3) \$1,175,000 Poor Relief Bonds of 1940 dated March 1, 1940, payable \$235,000 of bonds on March 1st in each of the years 1941 to 1945, inclusive.

The above bonds to bear interest

at the rate of 2½% per annum and to pay therefore \$1,411,000 and accrued interest at the rate of 2½% per annum as borne by the bonds from the date of the bonds to the date of payment of the purchase price.

The Sinking Fund Commission of the City of Newark.

By John R. Hardin,
President."

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, The Sinking Fund Commission of The City of Newark has submitted to the Board of Commissioners a proposal to purchase, at par and accrued interest, the \$80,000 Equipment Bonds, the \$156,000 Water Bonds, and the \$1,175,000 Poor Relief Bonds of 1940, which are to be issued pursuant to the ordinances adopted by the Board of Commissioners on the 28th day of February, 1940 and the 1st day of May, 1940, provided said bonds bear interest at the rate of two and one-quarter per centum (2½%) per annum, and the Board of Commissioners deems it to the best interests of The City of Newark to sell said bonds upon the terms offered by said proposal: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark that said proposal to purchase said bonds submitted by The Sinking Fund Commission of The City of Newark be and the same hereby is accepted, and that said bonds shall bear interest at the rate of two and one-quarter per centum (2½%) per annum, being the rate specified in said proposal.

FURTHER RESOLVED, that the Mayor, Director of the Department of Revenue and Finance and City Clerk be and they hereby are authorized and

directed to execute said bonds, and the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to deliver said bonds when they shall have been executed to The Sinking Fund Commission of The City of Newark upon receipt of the purchase price of said bonds.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS: A lien in the amount of \$65.00 was filed on October 24, 1938, with the Department of Revenue and Finance against the premises located at 262 Warren Street, owned by Andrew Infanto; and

WHEREAS, The total charge of \$65.00 was based on \$44.00 for work of the Division of Water in restoring a one-inch (1") service from the main to the curb, and an estimated cost of \$21.00 for the restoration of the pavement; and

WHEREAS, The records of the Department of Public Affairs indicate that the cost of \$21.00 for the restoration of the pavement is an incorrect charge in that the work was done by the Bureau of Streets under a W.P. A. Project and no charge was made in turn to the Division of Water.

THEREFORE, BE IT RESOLVED, That the Comptroller of the City of Newark be and he hereby is authorized and directed to cancel \$21.00 of the total lien of \$65.00, leaving a balance of \$44.00 to be filed as a lien against the property.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: A lien in the amount of \$111.00 was filed on October 24, 1938, with the Department of Revenue and Finance against the premises located at 42 Berkeley Avenue, which property is served from the tap at 451 Ridge Street; and

WHEREAS, The total charge of \$111.00 was based on \$44.00 for the work of the Division of Water for installing a one-inch (1") service from the main to the curb, and an estimated cost of \$67.00 for restoration of the pavement; and

WHEREAS, The records of the Department of Public Affairs indicate that the actual cost to the Bureau of Streets for the restoration of the pavement was \$32.50, which charge was made in turn to the Division of Water, and the charge of \$67.00 is therefore incorrect;

THEREFORE, BE IT RESOLVED, That the Comptroller of the City of Newark be and he hereby is authorized and directed to cancel \$34.50 of the total lien of \$111.00, leaving a balance of \$76.50 to be filed as a lien against the property.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Co-ordinated Transport be and it is hereby requested and directed to relocate it pole on the south side of Central Avenue east of Plane Street, as indicated on map or plan numbered 3021-A and entitled "Public Service Co-ordinated Transport, Distribution Department, Proposed Relocation of Pole in Central Avenue, near Plane Street, Newark, N. J.," dated June 26, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The Department of Health wishes to purchase Five Hundred (500) copies of a pamphlet entitled "The Role of the Physician in the Control of Syphilis." To be used in connection with its local educational health program, and,

WHEREAS, purchases from the U. S. Government Printing Office must be paid for in advance; therefore, be it

RESOLVED, that the City Treasurer is hereby authorized and instructed to prepare a check in the amount of Eighteen Dollars and Seventy-five Cents (\$18.75); payable to the U. S. Government Printing Office, covering advance payment of Five Hundred (500) copies of educational pamphlet known as Public Health Re-

print No. 109, entitled "The Role of the Physician in the Control of Syphilis," and that this disbursement shall be charged against funds appropriated by the City for W. P. A. Projects under authority of Resolution No. 6773, adopted by the City Commission on February 7, 1940.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED; That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for the purchase of Snow Removal and Street Cleaning Trucks for the Department of Public Affairs, provided by ordinance adopted May 1, 1940.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Meats and Meat Products and Ambulance for the Depart-

ment of Public Works; Electro Copyist Paper for the Police Division, Department of Public Safety; Course Aggregate Bituminous Concrete and Asphalt Binder for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: The Director of the Department of Parks and Public Property did solicit informal bids for City Hall use for laundering towels, as per attached specifications, and did receive same on Monday, July 8, 1940, when the only bid received was that of the New Jersey Toilet and Towel Supply Company, as follows:

Laundering 1,200 hand towels, city's property, \$.02 each;

Laundering 1,300 roller towels, city's property, \$.02 each;

Supplying 5,200 individual loop towels, 10x18—\$.70 per 100;

Supplying 1,400 pull towels, 14x25—\$.30 each;

Supplying 26 cabinets for use of towels, no charge to city.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with the New Jersey Toilet and Towel Supply Company,

for one year's laundry service, in accordance with the specifications, at the prices above stated.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7585, dated May 15, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

GRAYBAR ELECTRIC COMPANY,
INC.—Newark, N. J.

(Public Safety)

Western Electric Tubes or an approved equal—

Approx. 4 Type No. 247A @ \$4.00 ea.

Approx. 15 Type No. 249B @ \$10.00 each.

Approx. 5 Type No. 251A @ \$300.00 each.

Approx. 4 Type No. 252A @ \$11.90 each.

Approx. 12 Type No. 253A @ \$9.95 each.

Approx. 8 Type No. 284D @ \$16.00 each.

Approx. 12 Type No. 305A @ \$38.50 each.

Approx. 8 Type No. 306A @ \$12.10 each.

R.C.A. Tubes or an approved equal—

Approx. 8 Type No. 37 @ .38 each.

Approx. 150 Type No. 41 @ .38 each.

Approx. 150 Type No. 75 @ .38 each.

Approx. 6 Type No. 76 @ .30 each.

Approx. 4, Type No. 77 @ .38 each.

Approx 250, Type No. 78 @ .38 each.

Approx. 60 Type No. 80 @ .27 each.

Approx. 150 Type No. 6A7, @ .38 each

Approx. 150, Type No. 6FY @ .53 each

Jos. M. Byrne, Jr.

M. Ellenstein

Pearce R. Franklin

Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the resolution (No. 7925) adopted by this Board of Commissioners on June 26th, 1940, restoring the compensation of William V. Tropp, in the Division of Water, Department of Public Affairs, be and the same hereby is amended so that the title of said Tropp shall read "senior clerk" instead of "clerk" wherever such title of clerk is therein mentioned, said resolution in all other respects to remain in full force and effect.

M. Ellenstein

Pearce R. Franklin

Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of July, 1940, and the weekly payrolls as herein-after set forth, be and the same are hereby approved, confirmed and ratified:

VACATIONS GRANTED WITH PAY
EFFECTIVE ON DATES SHOWN:

WEIGHTS AND MEASURES

Jerome Nusbaum, Assistant Superintendent, three weeks, starting July 13, 1940.

SHADE TREE

William M. Kennedy, Laborer, Tree Climbing, 12 days, starting July 9, 1940.

William Scarpitta, Carpenter's Helper, 1 day of his vacation, July 5, 1940.

Salvatore DiStefano, Laborer, 12 days, starting July 8, 1940.

James O'Donnell, Laborer, 12 days, starting July 15, 1940.

Walter R. McPherson, Foreman, 10 days of his vacation, starting July 15, 1940.

William Fenton, Laborer, 12 days, starting July 11, 1940.

John Vitiello, Laborer, Tree Climbing, 12 days, starting July 15, 1940.

James Cumiskey, Laborer, Tree Climbing, 12 days, starting July 15, 1940.

PURCHASING DEPARTMENT

Gertrude A. Liebhauser, Clerk Stenographer, 1 week, starting July 8, 1940, and 1 week starting July 29, 1940.

John J. Hopkins, Investigator, 2 weeks, starting July 8, 1940.

Alice Lambert, Purchase Clerk, 2 weeks, starting July 8, 1940.

Philip L. Fitzpatrick, Purchase Clerk, 2 weeks, starting July 8, 1940.

Belle Rosenbaum, Purchase Clerk, 2 weeks, starting July 15, 1940.

Marion Quinn, Clerk Stenographer, 1 week of her vacation, starting July 22, 1940.

Eleanor T. McCormick, Purchase Clerk, 1 week of her vacation, starting July 22, 1940.

PUBLIC BUILDINGS

John Owens, temporarily appointed

Electrician, Effective July 16, 1940, at a salary of \$3,100.00 per annum.

Mr. Owens has been appointed to take the place of John Begley, Electrician, who has been called to duty by the United States Government.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, John Hogan, Chief Engineer, of the Newark City Hospital, Department of Public Works, has been continuously in the employ of the City of Newark for more than twenty-five (25) years, and is an honorably discharged veteran of the Spanish-American War; and

WHEREAS, said John Hogan has made application to the Board of Commissioners of the City of Newark to be retired from said service as a City Employee as of August 1, 1940; and,

WHEREAS, said John Hogan has had no vacation this year and is entitled to one month's vacation each year;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that in pursuance of the Laws of the State of New Jersey (L 1912 C841 and L 1919 C249), said John Hogan be retired from the employ of the City of Newark on August 1, 1940, and on and after October 1, 1940, that he be paid the sum of Two Thousand, One Hundred Thirty Dollars (\$2,130) per annum, being

one-half of the amount he is now receiving as compensation from the City as Chief Engineer at the Newark City Hospital, the sum to be paid in the same manner and at the same time as other salaries are paid, and the City Clerk is hereby directed to place his name on the payroll in accordance with this resolution:

FURTHER, BE IT RESOLVED, that John Hogan be granted a vacation with full pay from August 1, 1940, to October 1, 1940, during said two months vacation period.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William V. Byrne (Thomas J. Leahy, owner); in a 3rd residence district an insufficient side yard for a three-story dwelling, same to be moved to these premises from 58 Hawkins Street; premises 131 Brill Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Commissioner Franklin moved that

the application be laid over to July 24th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Applocation of Luigi D'Allesio (Aurelius Marano, owner); for the renewal of permit for the storage of second-hand lumber; premises 2-16 Monteith Avenue such use to be limited to the period of one year ending June 22, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Director Murphy presents the usual five resolutions which are to be considered as having been read.

A resolution re-assigning divisions in Department of Parks and Public Property.

Roll Call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in Department of Public Works.

Roll Call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in Department of Public Safety.

Roll Call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in Department of Revenue and Finance.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in Department of Public Affairs.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed with the pre-

sentation of candidates to fill the vacancy as it now exists.

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mezzei. As many as are in favor of Mr. Mezzei being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye,

Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations? I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Amato Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Franklin: I move that the next meeting of the Commission be held on July 24 instead of July 17, and that all matters that were to come up on July 17 shall be carried to the meeting of July 24.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin: I move we adjourn.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The Board of Commissioners of
The City of Newark, New Jersey.

APPROVED:

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City Clerk.

Newark, N. J., July 24, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date in the Commissioners' Chamber, City Hall, Newark, N. J., at 11:00 A. M., Daylight Saving Time.

Present:

Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes:

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of chapter 274, of the laws of 1928," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move that the ordinance be laid over until August 7th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance

providing for the vacation of all that part of Hecker Street as the same was opened 50 feet wide by ordinance passed by the Common Council of the City of Newark, October 21, 1870, and approved by the Mayor, October 24, 1870, extending from the southerly line of Dickerson Street southerly about 104 feet to the north-easterly line of City Railway," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any citizen who desires to be heard on this ordinance?

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment, etc.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the vacation of all that part of Hecker Street as the same was opened 50 feet wide by ordinance passed by the Common Council of the City of Newark, October 21, 1870, and approved by the Mayor, October 24, 1870, extending from the southerly line of Dickerson Street southerly about 104 feet to the northeasterly line of City Railway," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of all that part of Hecker Street as the same was opened 50

feet wide by ordinance passed by the Common Council of the City of Newark, October 21, 1870, and approved by the Mayor, October 24, 1870, extending from the southerly line of Dickerson Street southerly about 104 feet to the northeasterly line of City Railway.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring the union label on all stationery and printing," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that the ordinance be laid over until Aug. 7th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to require the employment of workers at prevailing wage and upon an eight-hour day basis upon all contracts of the City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that the ordinance be laid over until August 7th.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifty-seven Thousand Twenty-one Dollars and Twenty-nine Cents (\$57,021.29) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	206.49
Tax Board—Assessors Division	642.00
Cost of Bond Issue	63.56
Auditor's Office	1.20
Tax Receiver—Counter Division	16.25
Stenographic Services	5.00
Maintenance Foreclosed Properties	20.13
Fiscal Agent	1,477.25
Second District Court	76.00
Treasurer's Office	39.25
Tax Receiver—Addressograph Division	26.68
Personal Tax Arrears	13.50
First District Court	40.00
Reserve for Overpayment—Tax Receiver	2,136.73
Reserve for Overpayment—Comptroller	1,794.73
Remissions—Prior Years Taxes Granted by State Board of Tax Appeals....	69.15
Pension Funds—Police and Fire	50,000.00
Contingent	393.37
	<hr/>
	\$ 57,021.29

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes.

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Twenty-two Thousand Eighty-two Dollars and One Cent (\$722,082.01) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Sinving Fund and Interest \$722,082.01

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Seventy-three Dollars (\$373.00) be and the same is hereby appropriated to the City Treasurer, same covering payrolls of the Department of Revenue and Finance, from June 6th to June 30th, 1940, as follows:

Tax Revaluation—WPA	\$298.00
Stenographic Service	75.00
	<hr/>
	\$373.00

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand Four Hundred Sixty-nine Dollars and Eighty-three

Cents (\$24,469.83) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from July 1st, 1940, to July 16th, 1940, as follows:

Director's Office	1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,737.17
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Addressograph Division	470.80
Tax Receiver—Bookkeeping Division	2,185.74
Tax Receiver—Counter Division	969.82
Personal Tax Arrears	1,443.09
Tax Board—Assessors Division	5,871.42
Tax Board—Surveyor's Division	1,421.24
Tax Revaluation—WPA	208.33
Tax Revaluation—WPA (Temp. Building Innum-erators)	1,004.00
Assessments for Local Improvements	614.57
Pension Salaries	437.50
First District Court	1,190.82
Second District Court	1,115.80
	<hr/>
	\$ 24,469.83

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seven Thousand, Five Hundred Fifty-four Dollars and Fifty Cents (\$7,-

554.50) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$7,528.40
Fire Division (Reserve for Liabilities)	26.10
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	\$7,554.50

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Sixteen Thousand, Thirty-seven Dollars and Ninety Cents (\$216,037.90) be and the same is hereby appropriated to the persons named, on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from July 1st to 16th, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,387.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	78,297.16
Police Division	128,964.19
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	\$216,037.90

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four Hundred Seven Thousand Four Hundred Seventy-eight Dollars and Thirty-five Cents (\$407,478.35), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$407,478.35

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Two Thousand Eight Hundred Ninety-six Dollars and Ninety-two Cents (\$102,896.92) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of July, 1940, as follows:

Director's Office	\$ 1,548.32
City Hospital—WPA Project No. 5410-7	166.66
Bureau of Health	25,616.62
City Hospital	25,373.11
Convalescent Hospital	1,963.01
Newark City Home	83.75
Newark City Home—	
Camp Newark	1,539.11
Public Baths	5,725.82
Newark City Alms House..	2,697.32
Ivy Hill Power Plant	3,150.90
Outdoor Poor Department..	1,658.31
Law Department	3,832.46

Board of Adjustment	470.00
Emergency Relief—	
Administration	29,071.53
	<hr/>
	\$102,896.92

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-three thousand, four hundred sixty-eight dollars and ninety-four cents (\$43,468.94), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 5,565.43
Newark City Home	1,050.15
Newark City Alms House..	5,334.37
Bureau of Baths	1,752.39
Newark City Hospital	10,205.28
Ivy Hill Power Plant	1,988.96
Emergency Relief—	
Administration	9,325.77
Emergency Relief—	
Administration	138.60
Emergency Relief—	
Administration	2,691.67
U. S. Health Sanitation	
Account	397.08
Outdoor Poor Department..	179.30
Newark City Alms House	
(Reserve for Liabilities)	310.96
Contingent	351.09
Fourth of July Celebration	1,800.00
Band Concerts	1,378.00
Flag Day Celebration	837.89
Flag Day Celebration	162.00
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	\$ 43,468.94

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein. Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Four Thousand, Two Dollars and Fifteen Cents (\$4,002.15) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 17th and July 20th, 1940, as follows:

Shade Tree	\$2,672.15
Public Buildings	1,330.00
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	\$4,002.15

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Nine Thousand, Five Hundred Ninety-seven Dollars and Sixty-three Cents (\$9,597.63) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Director's Office	\$ 62.24
Printing and Stationery—	
Dedicated Revenue	2,963.46
Printing and Stationery—	
Miscellaneous Advertising	66.53
Smoke Abatement	23.42

Weights and Measures	84.92
WPA Project No. 7159-0....	3.10
Public Buildings	5,721.14
Central Purchase	248.61
Public Buildings—	
City Owned Property	81.26
WPA Project No. 7206-7....	19.00
WPA Project No. 8-7-1137	48.70
Shade Tree	275.05
	<hr/>
	\$ 9,597.62

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Five Hundred Twenty-eight Dollars and Forty Cents (\$3,528.40) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 10th and July 13th, 1940, as follows:

Shade Tree	\$2,174.40
Public Buildings	1,354.00
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	\$3,528.40

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that

the sum of Thirteen Thousand, Eight Hundred Seventy-six Dollars and Fifty-two Cents (\$13,876.52) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from July 1st to July 16, 1940, as follows:

Public Buildings	\$ 8,199.05
Director's Office	1,029.15
Smoke Abatement	179.16
Public Buildings—City	
Owned Property	219.26
Weights and Measures	547.66
Weights and Measures—	
Reserve for Dedicated	
Revenue	250.00
Printing and Stationery	185.00
Shade Tree	1,457.49
WPA Project No. 1485-7....	208.33
Central Purchase	1,600.82
	<hr/>
	\$ 13,876.52

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Eight Thousand, Eight Hundred Fifty Dollars and Forty Cents (\$8,850.40) be and the same hereby is appropriated to the persons named as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Motors	\$7,802.54
Street Cleaning	613.86
City Clerk (Reserve for	
Liabilities)	66.00

City Clerk	368.00
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	\$8,850.40

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Fifty Dollars and Twenty-five Cents be and the same hereby is appropriated to the persons named as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$150.25
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M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Fifteen thousand, nine hundred ninety-four dollars and forty-seven cents (\$15,994.47) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$15,994.47
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M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One thousand, nine hundred sixty-five dollars and eighty-four cents (\$1,965.84) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction (WPA
Proj. No. 6951-7\$1,965.84

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Hundred Thousand Dollars and No Cents (\$100,000.00) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Purchase Port Newark
Army Base\$100,000.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eleven thousand, five hundred seventeen dollars and thirty-five cents (\$11,517.35) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs:

Toy Mending
(WPA Proj. 7050-0)\$ 591.47

Arts and Crafts
(WPA Prop. 7070-0) 9.89

Gardening Project (WPA
Proj. 6922-0) 12.00

City Planning (WPA Proj.
7215-0) 2.20

Sewer Construction (WPA
Proj. 6951-7) 6,175.91

City Planning (WPA Proj.
7215-0) 61.62

Toy Mending (WPA Proj.
7050-0) 171.47

NYA Community Center
(WPA Proj. 198-7) 12.15

Furniture and Metal Craft
(WPA Proj. 5209A) 312.36

Gardening Project (WPA
Proj. 6922-0) 75.75

Arts and Crafts (WPA
Proj. 7070-0) 142.52

City Wide Clerical Proj.
(WPA 5281-A, 5226-A) .. 351.61

Street Cleaning (WPA
6409-7) 1,969.40

City Planning (WPA Proj.
7215-0) 2.00

Museum Extension (WPA
4510-O-A) 300.00

City Wide Clerical Proj. (WPA 5218-A, 5226-A) ..	300.00	Street Construction WPA Project No. 6926-7	44,873.30
Consolidated NYA Applica- tions (Community Cen- ter)	400.00	Swimming Pool Construc- tion WPA Hayes Park East No. 6069-7	5,379.93
NYA Garment Proj. (WPA 19-3EN-42)	50.00	Swimming Pool Construc- tion WPA Clifton Ave. Proj. No. 6069-7	2,251.66
NYA Home Making Proj. (WPA 76-7)	250.00	Swimming Pool Construc- tion WPA Hayes Park East Proj. No. 6069-7	2,981.71
Furniture and Metal Work (WPA 5209-A)	400.00	Swimming Pool Construc- tion WPA Hayes Park West Proj. No. 6069-7	2,125.85
Toy Mending (WPA Proj. 7050-0)	200.00		
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	\$ 11,517.35	Swimming Pool Construc- tion WPA, Boylan Street Proj. No. 6069-7	1,208.70
		Swimming Pool Construc- tion WPA Clifton Ave. Proj. No. 6069-7	1,486.12
			<hr/>
			\$ 65,690.96

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Sixty-five Thousand, Six Hundred Ninety Dollars and Ninety-six Cents (\$65,690.96) be and the same hereby is appropriated to the persons named, as per Certifid List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction WPA Project No. 6951-7	\$ 678.75
Street Construction WPA Project No. 6926-7	880.10
Swimming Pool Construc- tion WPA Project 6069-7	50.00
Street Construction WPA Project No. 6926-7	3,774.84

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED, That the sum of Three Hundred Forty-six Dollars and Nineteen Cents (\$346.19) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$229.81
Streets	13.50

Street Cleaning	12.00
Motors	16.74
Sewers	4.00
Toy Mending (WPA Proj. No. 7050-0)	38.30
City Planning (WPA Proj. No. 7215-0)	13.88
Port Newark Operations	17.96
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	\$346.19

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, One Hundred Ninety-six Dollars and Forty-four Cents (\$5,196.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction WPA Hayes Park West Proj. No. 6069-7	\$2,289.62
Swimming Pool Construction WPA Boylan Street Proj. No. 6069-7	2,906.82
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	\$5,196.44

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED, That the sum of Ninety-five Dollars and Fourteen Cents (\$95.14) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$95.14
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Three Thousand, Four Hundred Seventy-five Dollars and Thirteen Cents (\$103,475.13) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Cleaning	\$ 3,231.09
Director's Office	33.90
Public Lighting	30,835.80
Water	7,351.20
Newark Museum	9,062.50
Free Library	48,354.17
Port Newark Operations...	117.30
Water	500.00
Newspapers	27.85
City Clerk	741.93
Elections	55.00
Bureau of Streets	337.00
Newark Industrial Commission	932.55
Sewers	510.38
House Sewer Connections..	440.05

Water	362.81
Airport Construction	301.60
City Clerk	280.00
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	\$103,475.13

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Forty-nine Thousand, Two Hundred Seventy-nine Dollars and Thirty-four Cents (\$49,279.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-monthly payroll, period July 1-July 15, 1940, both incl.

Director's Office	\$ 1,452.07
Port Newark Operations	2,327.07
Bureau of Lighting	432.50
Bureau of Streets	5,997.87
Sidewalks	216.66
House Sewer Connections....	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	4,323.25
Bureau of Surveys	3,484.16
Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	20,476.12
Swimming Pool Projects	558.33
Newark Labor Relations	
Board	390.00
Sewer Construction	832.91
Street Cleaning—Reserve	
for Liabilities	200.00
City Clerk	3,270.38
Elections	420.00
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	\$ 49,279.34

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-six Thousand Seven Hundred Sixty-nine Dollars and Ninety-five Cents (\$36,769.95) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll, period ending July 10, 1940.

Port Newark Operations....\$	1,880.25
Bureau of Motors	2,606.55
Bureau of Streets	2,011.75
Bureau of Sewers	913.14
House Sewer Connections..	481.43
Bureau of Street Cleaning	19,093.07
Street Construction	801.66
Bureau of Water	8,982.19
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	\$ 36,769.95

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-seven Thousand Six Hundred Thirty-nine Dollars and Eighty-seven Cents (\$37,639.87) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of

bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Weekly Payroll,
Ending July 17, 1940.**

Port Newark Operations....	\$ 1,966.65
Bureau of Motors	2,605.07
Bureau of Streets	2,323.44
Bureau of Sewers	989.54
House Sewer Connections....	489.93
Bureau of Street Cleaning	19,361.98
Street Construction	825.60
Bureau of Water	9,077.66
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	\$ 37,639.87

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

The following communication was received and read:

AMERICAN EXPRESS COMPANY

July 11th, 1940.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

The undersigned is the holder of the outstanding \$50,000 Street and Sewer Bonds of The City of Newark, New Jersey, dated March 1, 1930, payable March 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 1st and September 1st in each year, and consisting of fifty bonds of the denomination of \$1,000 each, numbered from 1451 to 1500, inclusive, issued pur-

suant to an ordinance duly adopted by the Board of Commissioners of The City of Newark, on January 29, 1930. The Bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto, and the execution by the City Comptroller of the Conversion Certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Slade & Co.,
By: A. B. Slade,
Partner.

Ordered filed:

Commissioner Murphy offered the following resolutions:

WHEREAS, Prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and Slade & Co., the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Com-

missioners desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$50,000 Street and Sewer Bonds of The City of Newark, New Jersey, dated March 1, 1930, payable March 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 1st and September 1st, in each year, and consisting of fifty bonds of the denomination of \$1,000 each, numbered from 1451 to 1500, inclusive, issued pursuant to an ordinance duly adopted by the Board of Commissioners of The City of Newark on January 29, 1930. Such new coupon bonds shall consist of \$50,000 Street and Sewer Bonds, dated March 1, 1930, payable March 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 1st and September 1st, and shall be of the same denomination and bear the same numbers as said outstanding bonds.

FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds and to attest such corporate seal. The coupons annexed to such re-issued bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, that in other respects each of the bonds to be issued pursuant to this resolution and

each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 24th day of July, 1940, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to make further provision for the issuance of the bonds hereinafter described: NOW, THEREFORE,

The Board of Commissioners of The City of Newark DO RESOLVE as follows:

Section 1. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 1st day of

May, 1940, shall be of the aggregate principal amount of \$80,000, and shall be designated "Equipment Bonds." Said bonds shall consist of eighty bonds of the denomination of \$1,000 each, numbered from 1 to 80, inclusive, in the order of their maturity, and shall be dated July 1, 1940, and shall mature serially on July 1st in each year as follows, viz.: Fifteen bonds in each of the years 1941 to 1944, inclusive, and twenty bonds in 1945.

Section 2. The bonds of the City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Water Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 1st day of May, 1940, shall be of the aggregate principal amount of \$156,000, and shall be designated "Water Bonds." Said bonds shall consist of one hundred and fifty-six bonds of the denomination of \$1,000 each, numbered from 1 to 156, inclusive, in the order of their maturity, and shall be dated July 1, 1940, and shall mature serially on July 1st in each year as follows, viz.: six bonds in each of the years 1941 to 1950, inclusive, and eight bonds in each of the years 1951 to 1962, inclusive.

Section 3. The bonds of the City of Newark to be issued pursuant to the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of the City of Newark," adopted by the Board of Commissioners of said City on the 28th day of February, 1940, shall be of the aggregate principal amount of \$1,175,000, and shall be designated "Poor Relief Bonds of 1940." Said bonds shall consist of eleven hundred and seventy-five bonds of the denomination of \$1,000 each, numbered from 1 to 1175, inclusive, in the order of their maturity, and shall be dated

March 1, 1940, and shall mature serially on March 1st in each year as follows, viz.: Two hundred and thirty-five bonds in each of the years 1941 to 1945, inclusive.

Section 4. Said bonds shall bear interest at the rate of two and one-quarter per centum (2¼%) per annum. The interest on said Equipment Bonds and said Water Bonds shall be payable semi-annually on each January 1st and July 1st subsequent to the date of said bonds, and the interest on said Poor Relief Bonds of 1940 shall be payable semi-annually on each March 1st and September 1st subsequent to the date of said bonds.

Section 5. Said bonds shall be coupon bonds, registerable at the option of the holder either as to principal only or as to both principal and interest. Such principal and interest shall be payable in lawful money of the United States of America at The National State Bank of the City of Newark, in Newark, New Jersey. Each of said bonds shall be signed by the Mayor of said City and countersigned by the Director of the Department of Revenue and Finance of said City. The corporate seal of said City shall be affixed to each of said bonds and such bond and said seal shall be attested by the City Clerk. The interest coupons to be attached to said bonds shall be authenticated by the facsimile signature of said Director of the Department of Revenue and Finance.

Section 6. Said bonds and the interest coupons thereto attached shall be issued in substantially the form prescribed by the resolution adopted by the Board of Commissioners on the 19th day of June, 1940, for the purpose of providing for the issuance of said bonds.

Section 7. The Mayor, Director of the Department of Revenue and Finance, and City Clerk are hereby au-

thorized and directed to have said bonds prepared and to execute said bonds. The Director of the Department of Revenue and Finance is hereby authorized and directed to deliver said bonds, when they shall have been executed, to the Sinking Fund Commission of The City of Newark upon payment of the purchase price of said bonds amounting to par and accrued interest.

Section 8. Any provisions contained in any resolutions heretofore adopted for the purpose of providing for the issuance of said bonds which may be inconsistent with the provisions of this resolution are hereby rescinded.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, The City of Newark has filed with the Essex County Board of Taxation a petition to add to the tax returns for the year 1938 omitted intangible personal property of Porto Rican American Tobacco Company, and is about to file the same kind of petition for the tax year 1939; and,

WHEREAS, Porto Rican American Tobacco Company is in the hands of Trustees, under the jurisdiction of the United States District Court, for the Southern District of New York, and said Trustees have offered the sum of \$8,000, in full settlement of any and all tax claims, and particularly for the tax years 1938, 1939, which would involve, for the year 1938, an assessment of \$86,768, and for the year 1939 an assessment of \$87,912; and,

WHEREAS, said settlement and

said assessments are acceptable to the City of Newark, and said Trustees are to obtain the approval of the United States District Court, for the southern district of New York;

THEREFORE, Be IT RESOLVED by the Board of Commissioners of the City of Newark that said offer of Trustees of Porto Rican American Tobacco Company be and it is hereby accepted; and that the amount of said omitted property assessments for the tax years 1938 and 1939, be and the same are hereby fixed, for the year 1938 at \$86,768, and for the year 1939, at \$87,912, in the proceedings before the Essex County Board of Taxation, on the petitions of the City of Newark.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, JOHN HOWE, Comptroller, by a certain Tax Certificate dated July 23rd, 1929, conveyed certain lands and tenements to the City of Newark, and which tax certificate is recorded in the office of the register of Essex County, in Book H 68 of Mortgages, page 73; and

WHEREAS, there was inadvertently included in the said certificate premises known as Lot 63, Block 1960, Newark, New Jersey; and

WHEREAS, it is desired to correct the said mistake, and to cancel the said tax certificate insofar as it affects the premises known as Lot 63, Block 1960, City of Newark, No. 341-43 North Thirteenth Street;

THEREFORE, BE IT RESOLVED

by the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to sign the necessary release covering the lien on the Tax Certificate recorded in the Essex County Register's Office in the Book H 68 of Mortgages, page 73, on the premises known and designated as Lot 63, Block 1960, No. 341-43 North Thirteenth Street, Newark, New Jersey.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The City of Newark (Division of Water) is about to construct a sixty (60) inch water pipe line principally along Alexander Avenue in the Town of Bloomfield and Montclair, Essex County, New Jersey; and

WHEREAS, it is necessary to provide storage facilities for the pipe and other appurtenant materials and maintain storage sheds and other structures in the vicinity of the proposed pipe line;

THEREFORE, BE IT RESOLVED, That the lease between the City of Newark and the Montclair Modern Homes, Incorporated, a corporation of the State of New Jersey, owners of premises on Alexander Avenue at Alexander Park, comprising about two (2) acres at a monthly rental of Twenty-five Dollars (\$25.00) copy of which lease is attached hereto, be and the same hereby is approved and the Director of the Department of Public

Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City of Newark upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to open and establish in the Fidelity Union Trust Company the following accounts:

Direct Relief Fund for 1939—Check Account;

Direct Relief Fund for 1940—Check Account;
and

BE IT FURTHER RESOLVED, that the Director of the Department of Public Works is authorized to deposit Relief Funds therein and make payment by check or checks from the said accounts for payment of rent and other items of direct relief, except payments for the purchase of orange food stamps; and

BE IT FURTHER RESOLVED, by the Board of Commissioners of the City of Newark, that pursuant to the request of the Director of the Department of Public Works, that Owen A. Malady, Overseer of the Poor, City of Newark, Department of Public Welfare, be and he is hereby designated and empowered to sign all checks necessary for the payments of rent and other items for direct relief, payable from the

Direct Relief Fund for 1939—Check Account

Direct Relief Fund for 1940—Check Account;
and

BE IT FURTHER RESOLVED, That this resolution does not change the authority of the said Owen A. Malady to purchase Orange Food Stamps with the funds from the Orange Food Stamp Revolving Fund, as per resolution No. 7780, adopted June 10th, 1940; and

BE IT FURTHER RESOLVED, That the Fidelity Union Trust Company be and it is hereby authorized to honor all checks signed accordingly.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

An application by the Co-workers' Association of L. Bamberger & Co., for permit to display fireworks on July 24th at Ruppert Stadium was received and ordered filed.

WHEREAS, the Co-Workers Association of L. Bamberger & Co., sponsoring a benefit for the American Red Cross, has made application for a permit at Ruppert Stadium, Wilson Avenue, Newark, on Wednesday, July 24, 1940, at 8:45 P. M., for fireworks; and,

WHEREAS, said application has been approved by the Chief of Police and Fire Commission of the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of

the City of Newark that permission is hereby granted to the Co-Workers' Association of L. Bamberger & Co., sponsoring a benefit for the American Red Cross, to conduct a fireworks display, as applied for on the posting of a bond in the sum of \$3,000, as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by the Co-Workers' Association of L. Bamberger & Co., sponsoring a benefit for the American Red Cross, under the auspices of said Co-Workers' Association, of L. Bamberger Co., on July 24, 1940, at Ruppert Stadium, Wilson Avenue, Newark; and,

WHEREAS, a bond is required by Chapter 51, P. L., 1937, which bond has been furnished by said Co-Workers' Association of L. Bamberger & Co., as principal, and The Century Indemnity Company (of the Aetna Fire Group), as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that said bond be and the same is hereby approved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Federation of the Italian War Veterans in the U. S. A., 211 Littleton Avenue, Newark, New Jersey, filed a renewal application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 14, 1940, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of One Hundred and Fifty Dollars (\$150) at the time of the filing of said application; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said renewal license to the said Federation of the Italian War Veterans in the U. S. A., for the period of 1939-1940; and deducted ten per cent (10%) of said deposit for investigation fees; and

WHEREAS, the said Federation of the Italian War Veterans in the U. S. A. is now entitled to a refund of one hundred and thirty-five dollars (\$135);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of One hundred and thirty-five dollars (\$135) be and the same is hereby ordered paid to the said Federation of the Italian War Veterans in the U. S. A. and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Federation of the Italian War Veterans in the U. S. A. the said sum of one hundred and thirty-five dollars (\$135) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Cinders, Repair Parts for Caterpillar Tractors and Elgin Street Sweepers, Hydrants and Valves, for 60-inch Steel Water Pipe, Forage, Harness and Stable Supplies, Repair Parts for Dodge and Mack Trucks, Refined Tar Cement, Vitrified Pipe, Radial Metal Curb, and Manhole Heads and Covers; also for Brick Traffic Markers, Asphalt Binder Mixture and Asphalt Concrete Mixtures, all for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding eighteen (18) Real Estate Tax Billing Journals, and did receive an estimate from F. Enderlin & Son of Three dollars and seventy-five cent (\$3.75) each, or a total of Sixty-seven dollars and fifty cents (\$67.50), which the Director deems to be the

lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding in book form 230 tracings size 21½x24 inches, as follows: Volume 1, 66 tracings, Volume 2, 68 tracings; Volume 3, 52 tracings; Volume 4, 44 tracings; and did receive an estimate from F. Enderlin & Son of four dollars and fifteen cents (\$4.15) each, or a total of Sixteen dollars and sixty cents (\$16.60), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the De-

partment of Parks and Public Property did solicit informal bids for furnishing and installing new car safety governor parts as follows: 2 new long stands complete, 2 new spindles; 2 new spindle gears; 2 new shaft gears and all new tapered pins; also calibrate governors for proper tripping speed and adjust contacts to operate properly, ((elevators No. 1 and No. 2, Annex Building No. 2); and did receive an estimate from Otis Elevator Co., of one hundred and twenty-nine dollars (\$129), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for furnishing and installing missing bronze letters on Columbus Monument at Washington Park, and did receive an estimate from United States Bronze Sign Co., of Thirty-five Dollars (\$35.00) for twenty letters, which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7910, dated June 26, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

COLONIAL CONCRETE COMPANY,
West Orange, N. J.

Approx. 10,000 Cu yds. 1:3:6 Ready Mixed Concrete with Grade C or E Broken Stone @ \$4.80 cu. yd.

CITIES SERVICE OIL COMPANY—
New York City

Approx. 300 tons Refined Asphalt Cement, RAC 1, 50 to 60 penetration, as per spec. @ \$12.23 ton.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 2,000 cu. yds. Grade C Broken Stone, scow delivery to Asphalt Plant @ \$1.60 cu. yd.

STANDARD BITULITHIC COMPANY—Newark, N. J.

Approx. 1,500 tons Sheet Asphalt Binder Mixture @ \$3.70 ton.

Approx. 1,500 tons Sheet Asphalt Surface Mixture @ \$3.94 ton.

THE HIGHWAY CORPORATION—
Newark, N. J.

Approx. 7,500 tons Course Aggregate Bituminous Concrete @ \$3.47 ton.

Approx 7,500 tons Asphalt Binder @ \$3.10 ton.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7464, dated May 1, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark, that the contracts for furnishing and delivering said material to the City of Newark be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Park and Public Property in response to public advertisement for sealed proposals, the amount of their

bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

D. & L. OIL SALES COMPANY—
Newark, N. J.

One (1) or more gallons Grade No. 2 Fuel Oil, tank truck delivery @ \$.0557 gal.

One (1) or more gallons Grade No. 3 Fuel Oil, tank truck delivery @ \$.0557 gal.

LINDEMAN & COMPANY—
Newark, N. J.

One (1) or more gallons Grade No. 5 Fuel Oil, tank truck delivery @ \$.0414 gal.

DORNOIL PRODUCTS COMPANY—
Newark, N. J.

One (1) or more gallons Grade No. 6 Fuel Oil, tank truck delivery @ New York Harbor quotation as published by the N. Y. Journal of Commerce upon the day of delivery, plus \$.11 delivered. Maximum price to September 30, 1940, \$1.36 per bbl. delivered. Maximum price, October 1, 1940, expiration of contract, \$1.46 per bbl. delivered.

Note: The above awards cover all Departments excepting Revenue and Finance. Quantities shown on list on file in the Department of Central Purchase.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding Personal Arrears Books — Years 1935, 1936, 1937 and 1938, and did receive an estimate from F. Enderlin & Son of four dollars and forty-five cents each, or a total of three hundred and twenty dollars and forty cents (\$320.40), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for service on one (1) Korth Oil Burner at Hayes Park North — Broadway and Arlington Avenue, for one year from August 1, 1940, and did receive an estimate from George L. Dennis Co., of twenty-five dollars (\$25.00) per annum, which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the aforesaid Di-

rector be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

The items submitted herein have been audited by the Auditing Department and appear on a regular certified list of bills submitted for approval. The purpose of this resolution is for departmental record, and constitute a duplication.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved:

Director's Office—

Bennett Oil Co., Gasoline, Oil,
Etc.\$ 19.99

City Treasurer, Postage 10.00

Printing and Stationery— Dedicated Revenue—

Bates Manufacturing Co., Re-
pairing Machine 3.50

Newark Sunday Call, Bound
Volumes 6.80

Printing and Stationery— Miscellaneous Advertising—

Newark Evening News, Miscel-
laneous Advertising 52.49

Newark Star Eagle, Miscel-
laneous Advertising 14.04

Smoke Abatement—

Bennett Oil Co., Gasoline and
Oil 14.72

Weights and Measures—

Bennett Oil Co., Gasoline and
Oil 16.73

Insurance Fund Commission,
Fire Insurance, Etc 6.00

Willard Reed, Trial Purchases.. 21.19

Superior Garage of Newark,
Inc., Storage, Etc. 41.00

Public Buildings—

Benj. Cohen, Furnishing and
Installing Bowl 10.00

Cutler Mail Chute Co., Repair-
ing Mail Chute 8.00

Insurance Fund Commission,
Fire Insurance—
Board of Education Build-
ing1,069.00

Insurance Fund Commission,
Fire Insurance,
Power Plant 176.78

Max S. Kotler, Locks and Keys 4.40

N. J. Bell Telephone Co.,
Switchboard, Contract 791.92

N. J. Bell Telephone Co.,
Direct Wires, Contract 138.71

N. J. Commission for the Blind
Recaning Chairs 15.00

Charles F. Restaino, Profes-
sional Services 15.00

Walther Sign Co., Gold Lettering	3.50	Insurance Fund Commission, Fire and Theft Insurance	21.03
Central Purchase—		Walter R. MacPherson, Transportation and 'Phone Calls....	5.00
Bennett Oil Co., Gasoline and Oil	38.66	Colomon Newbarth, Transportation and 'Phone Calls	5.00
City Treasurer, Postage	114.27	N. J. Bell Telephone Co., 'Phone Service at Nursery....	5.00
Hagin & Koplin, Inc, Repairs to Ford Car	37.50	Public Service Electric & Gas Co., Electric	17.16
Insurance Fund Commission, Insurance on Cars	2.13	Andrew J. Sweeney, Transportation and 'Phone Calls	5.00
Jersey Central Garage, Storage on Car	8.00	Hugh P. Sweeney, Transportation and 'Phone Calls	5.00
Underwood Elliott Fisher Co. Repairs to Typewriter	1.50	Patrick H. Tansey, Transportation and 'Phone Calls	5.00
Public Buildings—City Owned Property—		Jos. M. Byrne, Jr. M. Ellenstein Vincent J. Murphy Pearce R. Franklin	
Dept. of Public Affairs, Water, Water Rent	27.60	The roll being called, the resolution was declared adopted by the following votes:	
Insurance Fund Commission, Public Liability Ins.	53.66	Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.	
Shade Tree—		WHEREAS, The City of Newark is and has for some time past been conducting a Smoke Survey, WPA Project No. 7159-O; and	
Carl Bannwart, Incidentals	6.53	WHEREAS, this Project will not be finished for some time to come; and	
Bennett Oil Co., Gasoline and Oil	134.71	WHEREAS, George Williams, 32 Kenmore Avenue, Newark, New Jersey, has been Supervisor of the said work, representing the Federal government; and	
City Treasurer, Postage	5.00	WHEREAS, the said George Williams has heretofore, until July 16th, 1940, been paid his salary from the Federal funds, which Federal funds are now exhausted; and	
Commonwealth Water Co., Water at Nursery	6.38		
Cornelius J. Cronin, Transportation and Telephone Calls	5.00		
DeCozen Motor Co., Repairs to Plymouth	10.99		
Foley Chevrolet Motor Sales Co., Chaning Oil, Etc	2.75		
Wm. C. Hicks, Transportation and Telephone Calls	3.00		

WHEREAS, it is necessary for the proper conduct of this project that the said George Williams be continued on as Supervisor thereof;

THEREFORE, BE IT RESOLVED, by the Board of Commissioner of the City of Newark, that the temporary position of Supervisor of Smoke Survey, WPA Project No. 7159-O, in the Department of Parks and Public Property be and the same is hereby created, effective as of July 16, 1940, at \$1,800 per annum, and the said position is to continue until the aforesaid project has been completed, or until a supplementary project can be adopted; and

BE IT FURTHER RESOLVED, that George Williams be and he is hereby appointed to the temporary position as Supervisor of Smoke Survey, WPA Project No. 7159-O in the Department of Parks and Public Property, at a salary of \$1,800.00 per annum, said salary to be paid as other salaries are paid; said appointment to be effective July 16, 1940; and

BE IT FURTHER RESOLVED, that this temporary position shall continue until the aforesaid project has been completed or until a supplementary project can be adopted, at which time said George Williams may be returned to the Federal payroll.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED by the Board

of Commissioners of the City of Newark that Owen A. Malady, Overseer of the Poor, Department of Public Works, of the City of Newark, be and he is hereby authorized to use a facsimile stamp for the signing of checks in connection with:

Direct Relief Fund for 1939—Check Account;

Direct Relief Fund for 1940—Check Account;
and,

BE IT FURTHER RESOLVED, that a true copy of this resolution be forwarded to Fidelity-Union Trust Company of Newark.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of July, the first half of August, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Isabelle C. Jones, temporarily appointed Telephone Operator, effective July 15th, 1940, for a period of one week, at a salary of \$20.00 per week.

Thomas J. McTigue, temporarily appointed Stationary Fireman, effective

tive July 18th, 1940, at a salary of \$3,000.00 per annum.

Walter Mederer, temporarily appointed Elevator Operator, effective July 20th, 1940, at a salary of \$1,200.00 per annum, for a period of two weeks.

Jacob Mayerson, temporarily appointed Watchman, effective July 16th, 1940, at a salary of \$1,200.00 per annum.

Vincent Carlesimo, temporary Elevator Operator, terminated his services effective July 18th, 1940.

The above named temporary appointments were made for vacation and sick relief.

WEIGHTS AND MEASURES

John J. McGrath, Assistant Superintendent, granted five days leave of absence, without pay, effective July 29th, 1940, as per his request.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Elizabeth Sheridan, Cleaner, 12 days, effective August 5, 1940.

Anna Baader, Cleaner, 6 days, effective July 29, 1940.

Rose McNamara, Cleaner, 12 days, effective July 29 1940.

Margaret Gartland Cleaner 12 days, effective July 29, 1940.

Mary O'Brien, Cleaner, 12 days, effective July 29, 1940.

Alice Heffron, Cleaner, 12 days, effective July 29, 1940.

Margaret Murphy, Cleaner, 12 days, effective July 29, 1940.

Sadie Ford, Cleaner, 12 days, effective July 29, 1940.

Tilhe Connolly, Cleaner, 12 days, effective July 22, 1940.

Theresa Helmstetter, Cleaner, 12 days, effective August 5, 1940.

Anna Fagan, Cleaner, 12 days, effective August 5, 1940.

Gertrude McCarthy, Cleaner, 12 days, effective August 5, 1940.

Elizabeth Freer, Cleaner, 12 days, effective July 29, 1940.

Catherine Spragg, Cleaner, 12 days, effective July 29, 1940.

Hattie Binn, Cleaner, 12 days, effective July 29, 1940.

Loretta Dolan, Cleaner, 12 days, effective August 5, 1940.

Catherine Dugan, Cleaner, 12 days, effective July 29, 1940.

Louise Strassburger, Cleaner, 12 days, effective July 29, 1940.

Abby Buckley, Cleaner, 12 days, effective July 29, 1940.

Louis Brown, Watchman, 12 days, effective July 31, 1940.

Elias Ebrhams, Laborer, 12 days, effective July 29, 1940.

David Fernicola, Cleaner, 12 days, effective August 5, 1940.

George Goertz, City Hall Police, 16 days, effective August 5, 1940.

George Hertzog, City Hall Police, 12 days, effective August 28, 1940.

George Hankins, Laborer, 12 days, effective July 29, 1940.

John Hanretty, General Foreman, 16 days, effective August 5, 1940.

Charles T. Kinney, Cleaner, 12 days, effective August 12, 1940.

Spiros Mastoras, Elevator Operator, 12 days, effective August 5, 1940.

Thomas Celentano, Elevator Operator, one week of his vacation, effective July 22, 1940.

John McGreevy, Head Janitor, 12 days, effective August 5, 1940.

James McGill, Cleaner, 12 days, effective August 5, 1940.

John O'Brien, Cleaner, 12 days, effective August 5, 1940.

Jacob Roller, Laborer, 12 days, effective July 29, 1940.

James Raymond, Aerial Cleaner, 12 days, effective August 5, 1940.

Daniel Ryan, Cleaner, 12 days, effective August 5, 1940.

Daniel Rizzolo, Laborer, 12 days, effective August 5, 1940.

Luke Reilly, Laborer, 12 days, effective August 5, 1940.

James F. Smith, Janitor, 12 days, effective August 5, 1940.

Ulysses G. Taylor, Elevator Operator, 12 days, effective July 29, 1940.

Erade Vitiello, Laborer, 12 days, effective August 5, 1940.

PUBLIC BUILDINGS — CITY OWNED PROPERTY

Louis Anker, Supervisor, 12 days, effective August 5, 1940.

SHADE TREE

William Scarpitta, Carpenter's Helper, 6 days, effective July 16, 1940.

Nunzio Saporì, Laborer, Tree Climbing, 12 days, effective July 18, 1940.

Louise Ramsden, Attendant, 12 days, effective July 20, 1940.

Pasquale D'Aloia, Laborer, 12 days, effective July 25, 1940.

Victor Epper, Laborer, Tree Climbing, 12 days, effective July 29, 1940.

Sabato Grande, Laborer, Tree Climbing, 12 days, effective July 29, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, there are Patrolmen in the Police Division, Department of Public Safety, who have been assigned to duty other than actual police duty, and

WHEREAS, it is necessary, in order to release such Patrolmen from such duty to actual police patrol duty that civilians be appointed to replace them, and

WHEREAS, there is a vacancy in the position of Property Custodian in the Police Division, which is at present being filled by a patrolman,

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that Joseph A. Gately be and he is hereby appointed to the position of Property Custodian in the Police Division, Department of Public Safety, at a salary of \$2,100 per annum temporarily, pending results of Civil Service examination, effective August 1st, 1940.

The salary shall be paid semi-monthly as other salaries are paid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, that Irving W. Drake, Clerk-Stenographer in the City Clerk Division of the Department of Public Affairs, be and he is hereby granted a leave of absence without pay from August 1st, 1940, to October 31st, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the American Red Cross, because of unprecedented demands made upon its resources by the devastating European war, is urgently in need of additional funds to support its humanitarian ministrations, and

WHEREAS, the L. Bamberger and Company Co-Workers' Association in conjunction with the Newark Club of the International Baseball League are sponsoring the game between the Newark Bears and the Toronto Maple Leafs, at Ruppert's Stadium, Wednesday night, July the twenty-fourth, for the purpose of aiding the Newark Chapter of the American Red Cross in raising such funds, therefore be it

RESOLVED, That the Board of

Commissioners of the City of Newark accord full cooperation in promoting the success of this worthy effort and respectfully urge all municipal employees as well as the citizens of Newark in general to attend this benefit baseball game and thus respond individually to this local appeal of the American Red Cross.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

"BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

July 16, 1940.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*108-112 Academy Street (111-113 Bank Street); W. Cyril Davis; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 18, 1941;

*269-277 Plane Street; W. Cyril Davis; renewal of permit for sta-

tionary gasoline pump in automobile parking station; such use to be limited to the period of one year ending July 18, 1941;

12-24 Blum Street; Joe-ett Corporation; in a 3rd residence district the establishment and operation of an automobile parking station; such use to be limited to the period of one year; (No objectors);

*194 Bloomfield Avenue; Solomon Raschel; renewal of permit for two

portable gasoline tanks; such use to be limited to the period of one year ending July 11, 1941;

*110 Oraton Street; Mildred Jacobellis; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 8, 1942;

*114-116 Bank Street; Carlo Vernoni; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 18, 1941;

*119 Bergen Street; Alfredo Adinolfi; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 2, 1942;

74-80 Bloomfield Avenue; Standard Oil Company of New Jersey; in a 2nd business district the addition of lubritorium to present gasoline station; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

9-13 Mulberry Place; Daniel D. Smith; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this

Board, and in accordance with the plans filed with this Board; such use to be limited to the period of one year; (No objectors);

555-561 Eighteenth Avenue; Kraeuter & Co., Inc., owner; in a 1st industrial district the construction of gasoline station including lubritorium and automobile laundry; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period of eight years; (No objectors);

*450 South Sixteenth Street; Tom Mariano; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 25, 1942.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary."

Ordered filed, copy to be sent to each Commissioner and further action postponed to July 31, 1940.

The City Clerk: There are eleven matters referred to us. They are either renewals or a request has been made for a suspension of rules in these matters.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these matters.

The City Clerk: There are no objectors on any of these at all.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of W. Cyril Davis (James F. Connorton, owner); renewal of permit for automobile parking station; premises 108-112 Academy Street; such use to be limited to the period of one year ending July 18, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered

the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of W. Cyril Davis (Herman Z. Baum, owner); for the renewal of permit for stationary gasoline pump in automobile parking station; premises 269-277 Plane Street; such use to be limited to the period of one year ending July 18, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

(Mr. John Bagley, 196 Woodside Avenue, addressed the Commission on Preparedness.)

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the

City of Newark that the following structure or use be allowed:

Application of Solomon Raschel (Luigi Miele, owner); for the renewal of permit for two portable gasoline tanks; premises 194 Bloomfield Avenue; such use to be limited to the period of one year ending July 11, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mildred Jacobellis (James Birdsong, owner) for the renewal of permit for retail ice depot; premises 110 Oraton Street; such

use to be limited to the period of two years ending June 8, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Carlo Vernoni (Frank Pinto, owner); for the renewal of permit for automobile parking station; premises 114-116 Bank Street; such use to be limited to the period of one year ending July 18, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board

of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alfredo Adinolfi (Elisa Adinolfi, owner); for the renewal of permit for retail ice depot; premises 119 Bergen Street; such use to be limited to the period of two years ending July 2, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein. Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tom Marianc (Howard Savings Institution, owner) for the renewal of permit for retail ice depot; premises 450 South Sixteenth Street; such use to be limited to the period of two years ending July 25, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joe-ett Corporation (Compact Building and Loan Association, owner); for the establishment and operation of an automobile parking station in a 3rd residence district; premises 12-24 Blum Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Standard Oil Company of New Jersey, owner; for the addition of lubritorium to present gasoline station in a 2nd business district; premises 74-80 Bloomfield Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Daniel D. Smith (Alfred D. Smith and City of Newark, owners); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 9-13 Mulberry Place; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans with the said Board; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kraeuter & Co., Inc., owner; for the construction of gasoline station including lubritorium and automobile laundry in a 1st industrial district; premises 555-561 Eighteenth Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustmert from the ruling of the Zoning Enforcement Officer the said Board, after laving considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William V. Byrne (Thomas J. Leahy, owner); in a 3rd residence district an insufficient side yard for a three-story dwelling, same to be moved to these premises from 58 Hawkins Street; premises 131 Brill Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

The following persons appeared and spoke on the application: Mr. William F. Nies and Mr. Leslie H. Kohn.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

Commissioner Murphy: Second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The usual five resolutions submitted by Director Murphy will be considered as though read and be voted on in entirety.

A resolution re-assigning divisions, Department of Parks and Public Property.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions, Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions, Department of Revenue and Finance.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions, Department of Public Safety.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions, Department of Public Works.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed with the presentation of names to fill the va-

cancy as it exists on the City Commission.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellechia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellechia, Jr. As many as are in favor of Mr. Pellechia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellechia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call. Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

I will pretest the name of Dr. Ames Fillippone. As many as are in favor of Dr. Fillippone being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioners Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations? What is the disposition of the Commission.

Commissioner Franklin: I move we adjourn.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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.....
.....
.....
The Board of Commissioners of
The City of Newark, N. J.

.....
City Clerk.

Newark, N. J., July 31, 1940.

A Regular Meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11:00 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of One Million One Hundred Sixty-three Thousand Thirteen Dollars and Twenty-seven Cents (\$1,163,013.27) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years	
Taxes Granted by	
State Board of Tax	
Appeals—Year 1938.... \$	23.05

Remissions—Prior Years	
Taxes Granted By	
State Board of Tax	
Appeals—Year 1939	3,285.10

County Tax	1,155,944.04
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Reserve for Overpayment — Comptroller....	255.84
Reserve for Overpayment—Tax Receiver.....	451.66
Director's Office	14.75
Auditor's Office	60.00
Tax Receiver—Addressograph Division	6.60
Assessments Local Improvements	17.00
First District Court	88.20
Second District Court....	53.25
Maintenance Foreclosed Property	1.00
Advertising Tax Sale.....	5.28
Sinking Fund Commission	2,290.80
Tax Board—Assessor's Division	156.00
Reserve for Liabilities—WPA Tax Revaluation Project No. 7185-O Sub A-6	358.70
	<hr/>
	\$1,163,013.27

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Resolved, that the sum of Thirty-five Dollars (\$35.00) be and the same is hereby appropriated to the City Treasurer as per annexed certified list same being the Temporary Ironworkers Payroll for July 12, 1940, as follows:

Tax Receiver—Counter
 Division\$35.00
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED that the sum of Two Hundred Thirty-eight Dollars (238.00) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division\$ 58.00
 License Division 180.00

 \$238.00

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the sum of Four Hundred Eight Dollars and Thirty-three Cents (\$408.33), be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first-half of July, 1940, as follows:

U. S. Health Sanitation
 Account\$408.33
 Pearce R. Franklin
 M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Thirty Thousand Seven Dollars and Thirty-five Cents (\$30,007.35), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office\$ 190.70
 Board of Adjustment 187.00
 Law Department 572.66
 Legislative Expense 25.00
 City Hospital 25,856.95
 City Hospital—WPA Project No. 6410-8 414.52
 City Hospital 4.49
 (1939 Reserve for Liabilities)
 Convalescent Hospital 1,964.98
 Outdoor Poor Department.. 106.05
 Band Concerts 685.00

 \$ 30,007.35

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Nine Hundred Twenty-five Dollars and Seventy-five Cents (\$3,925.75) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 24th and July 27th, 1940, as follows:

Shade Tree	\$2,593.75
Public Buildings	1,332.00
	<hr/>
	\$3,925.75

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Seven Hundred Seven Dollars and Eighty-four Cents (\$707.84) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery .. . \$707.84

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Thirty-eight Thousand Three Hundred Seventeen Dollars and Ten Cents (\$38,317.10) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer
Weekly Payroll, Period Ending
July 24, 1940**

Port Newark Operations	\$ 1,903.85
Bureau of Motors	2,543.20
Bureau of Streets	2,288.30
Bureau of Sewers	906.87
House Sewer Connections..	589.33
Bureau of Street Cleaning	19,969.43
Street Construction	1,046.40
Bureau of Water	9,069.72
	<hr/>
	\$ 38,317.10

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to

the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$700.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand One Hundred Fourteen Dollars and Ten Cents (\$2,114.10) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Toy Mending, WPA Project No. 7050-0	\$ 1.90
Newark City Planning W. P.A. Project No. 7215-0..	3.15
Sewer Construction WPA Project No. 6951-7	1,511.47
Street Construction WPA Project No. 692	105.40
Swimming Pool Const. W. P.A. Proj. No. 6069-7 (Hayes Park East)	40.00
Swimming Pool Const. W. P.A. Proj. No. 6069-7 (Hayes Park West)	55.68
Swimming Pool Const. W. P.A. Proj. No. 6069-7 (Boylan Street)	374.00
Swimming Pool Const. W. P.A. Proj. No. 6069-7 (Clifton Avenue)	22.50
	<hr/>
	\$ 2,114.10

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Fourteen Thousand, Eight Hundred and Seventeen Dollars and Ninety-two Cents (\$14,817.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA Pro. No. 6926-7	\$ 11,745.70
Street Construction WPA Pro. No. 6926-7	3,372.22
	<hr/>
	\$ 14,817.92

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Six Hundred Eighty-six Dollars and Twenty-four Cents (\$1,686.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Port Newark Operations	\$ 1 513.24
Airport Construction	75.00

Streets	43.00
Elections	55.00
	<hr/>
	\$ 1,686.24

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, property consisting of a piece of vacant land, 31x100 feet, in dimensions, known as No. 5 Burnett Street, Newark, has been acquired by the City through foreclosure, and is in the custody of the Director of the Department of Revenue and Finance; and,

WHEREAS, Rayner Auto Service, a partnership, consisting of William Rayner and Esther Rayner, conducting a parking station at the corner of Orange and Burnett Streets, has submitted a proposal to the City to lease said property at No. 5 Burnett Street, for one year, for the sum of \$60; and,

WHEREAS, it is deemed unwise and impracticable to advertise said property and receive bids because of its small frontage;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to enter into lease with said William Rayner and Esther Rayner, partners, conducting business under the name of Rayner Auto Service, for the renting of the aforesaid premises, on a month to month basis, for one

year, at an annual rental of \$60, to be paid on execution of Lease.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Director of the Department of Public Affairs be, and he is hereby authorized to advertise for sealed proposals for Guniting the Upstream Face of Macopin Dam, about 450 feet in length, at Macopin Intake Reservoir, in West Milford Township, Passaic County and Kinnelon Borough, Morris County, New Jersey.

Bids shall be received at the office of the Chief Clerk of the Department of Public Affairs at such time and on such date as said Director shall, in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed propos-

als for the overhauling of three Hewes & Phillips "Ajax" Corliss Engines at the Newark City Hospital of the Department of Public Works.

Bids to be received on such date and at such time as the Director shall in said advertisement designate.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Ready Mixed Concrete with Grade C or E Broken Stone Aggregate using Regular Portland Cement, Ready Mixed Concrete using High Early Strength Portland Cement, Regular Portland Cement, Concrete Sand, Grade E Broken Stone Aggregate, Grade J Broken Stone Aggregate for the Department of Public Affairs; Casement Steel Windows and Bronze Screens for the Department of Public Works; and H.D. Triple Braid Weatherproof Wire and Steel Guy Wire for the Department of Public Safety.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7910, dated June 26, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

HORN SIGNAL MFG. CORPORATION—Newark, N. J.

(Public Safety)

One (1) or more "Newark Type" Cast Iron Meter Terminal Boxes @ \$47.60 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8041, dated July 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

WESLEY A. STANGER—Newark,
N. J.

(Public Safety)

D. & L. OIL SALES COMPANY—
Newark, N. J.

(All departments excepting Revenue
and Finance)

Approx. 65,000 gals. Kerosene Oil—
to be delivered in 55 gal. drums to
City Asphalt Plant @ \$.0668 gal.

b—in 1,000 gal. load @ \$.0668 gal.

c—in 25 gal. containers @ .09 gal.

d—in 5 gal. containers @ .10 gal.

Jos. M. Byrne, Jr.
M. Ellenstein

Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7704, dated May 29, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Approx. 1,000 sheets 8½x11" Hunter
Electro Copyist Paper @ \$4.35 C.

Approx 1,000 sheets 8½x14" Hunter
Electro Copyist Paper @ \$5.52 C.

Approx 13,000 sheets 6x9" Hunter
Electro Copyist Paper @ 2.53 C.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for renewing valves and fitting on water meter in the basement in the Board of Education Building, located in the rear of the City Hall, Newark; and,

WHEREAS, The lowest responsible bid submitted was that of Benj. Cohen, at Three Hundred and Forty-five Dollars (\$345.00);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to have work done accordingly and as per specifications on file in his office.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for repairing leak in water line leading to drinking fountain at Liberty Park, Central Avenue, Newark; and,

WHEREAS, the only bid submitted was that of Leo T. McSulla, at Eight Dollars (\$8.00);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized

to have work done accordingly and as per specifications on file in his office.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for the following material and work on Police Headquarters A. B. See elevator, to wit:

Cleaning, adjusting and repairing car safety device;

Cleaning, adjusting and repairing elevator brake;

Cleaning, adjusting and repairing leveling equipment;

Cleaning, adjusting and repairing control board;

Renewing where necessary any broken or worn parts, also, furnishing and installing one new vibrator on control board;

and did receive an estimate from Westinghouse Electric Elevator Company of Two Hundred and Ninety-three Dollars (\$293.00), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Elienstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of August, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified;

PUBLIC BUILDINGS

Thomas J. McTigue, temporary Stationery Fireman, services terminated July 31st, 1940.

Peter Mullen, temporary Elevator Operator, services terminated on July 31st, 1940, and reappointed temporarily to the same position, effective August 5th, 1940, at the same salary of \$1,200.00 per annum.

Walter Mederer, temporary Elevator Operator, services terminated August 3rd, 1940.

Jacob Mayerson, temporary Watchman, services terminated July 31st, 1940, and reappointed temporarily to the same position effective August 5th, 1940, at the same salary of \$1,200.00 per annum.

Isabelle C. Jones, temporarily appointed Telephone Operator for two days, namely, August 2nd and August 4th, 1940, at a salary of \$20.00 per week.

The above named temporary appointments were made for vacation relief.

VACATIONS GRANTED WITH PAY
EFFECTIVE ON DATES SHOWN:

DIRECTOR'S OFFICE

Helen M. Cadier, Senior Clerk Stenographer, three days of her vacation, namely July 29th, 30th and 31st, 1940.

SHADE TREE

Angelo Buro, Laborer, 12 days, starting July 25, 1940.

Frank Egan, Laborer-Tree Climbing, 12 days, starting August 1st, 1940.

Fred Veneziano, Laborer-Tree Climbing, 12 days, starting August 1st, 1940.

Hugh Cahill, Laborer-Tree Climbing, 12 days, starting August 1, 1940.

John M. Cronin, Laborer, 12 days, starting August 1, 1940.

Philip Veneziano, Laborer-Tree Climbing, 12 days, starting August 1, 1940.

Patrick H. Tansey, Foreman, 11 days of his vacation, starting August 5th, 1940.

Philip A. McGovern, Laborer, 12 days, starting August 5, 1940.

Frederick Maxwell, Laborer-Tree Climbing, 12 days, starting August 5, 1940.

William J. Coleman, Aboriculturist, 5 days of his vacation, starting August 5th, 1940.

WEIGHTS AND MEASURES

Louis LaBoliva, Laborer, 5 days, starting August 5, 1940.

Walter C. Franz, Assistant Superintendent, 5 days starting August 5, 1940.

Anna Cronin, Clerk, 12 days, starting August 5, 1940.

PUBLIC BUILDINGS

Rose Diebold, Cleaner, 2 weeks,
starting August 19, 1940.

Mary Burns, Cleaner, 2 weeks,
starting August 19, 1940.

Bertha DuBois, Cleaner, two weeks,
starting August 12, 1940.

Anna Gill, Cleaner, 16 days, start-
ing August 12, 1940.

Margaret Merrigan, Cleaner, 12
days, starting August 12, 1940.

Catherine Tuite, Cleaner, two
weeks, starting August 12, 1940.

Helen Merck, Cleaner, two weeks,
starting August 19, 1940.

Margaret Young, Cleaner, two
weeks, starting August 12, 1940.

Jennie Pink, Cleaner, one week,
starting August 26, 1940.

Margaret McNally, Cleaner, two
weeks, starting August 12, 1940.

Gertrude E. Steele, Cleaner, two
weeks, starting August 19, 1940.

Nellie Gorman, Cleaner, two weeks,
starting August 19, 1940.

Mary Egan, Cleaner, two weeks,
starting August 19, 1940.

Anna Newhall, Cleaner, one week,
starting August 12, 1940.

Helen Birch, Cleaner, one week,
starting August 26, 1940.

Emily Zillioux, Cleaner, two weeks,
starting August 19, 1940.

Margaret Healy, Cleaner, one week,
starting August 12, 1940.

Mary Binn, Cleaner, two weeks,
starting August 12, 1940.

Agnes Mulvaney, Cleaner, two
weeks, starting August 19, 1940.

William Churchill, Cleaner, two
weeks, starting August 19, 1940.

Henry Coffenberg, Janitor, two
weeks, starting August 19, 1940.

Joseph Dorso, Cleaner, two weeks,
starting August 19, 1940.

John Dunnion, Elevator Operator,
12 days, starting August 19, 1940.

Charles T. Kinney, Cleaner, two
weeks, starting August 12, 1940.

James Newsome, Cleaner, two
weeks, starting August 19, 1940.

William O'Shea, General Carpenter,
16 days, starting August 12, 1940.

James Papa, Laborer, two weeks,
starting August 19, 1940.

William Ranger, Cleaner, two weeks
starting August 26, 1940.

Frank Rowe, Laborer, two weeks,
starting August 19, 1940.

Joseph Solomon, Cleaner, two
weeks, starting August 12, 1940.

Peter J. Tully, Laborer, two weeks,
starting August 19, 1940.

Frank Viex, Painter, 16 days,
starting August 12, 1940.

John Bird, Janitor, two weeks,
starting August 19, 1940.

Andrew Carroll, Elevator, two
weeks, starting August 19, 1940.

Edward Oldham, Aerial Cleaner,
two weeks, starting August 19, 1940.

Robert Kistner, Cleaner, two weeks,
starting August 19, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners of the City of Newark is causing to be filed with the National Youth Administration Project Application No. A-131 to provide for the employment of 418 youths between 18-25 years of age to be taken from the relief rolls of the City to be employed upon a full time resident work project to be located in the buildings of the former City Home for Boys at Verona; youth employed will receive work experience and training in radio, machine, sheet metal and wood working shops and farming, democratic youth government, citizenship training; health living conditions and recreational and leisure time activities will be provided; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$180,503.00 is contingent upon the expenditure of \$85,000.00 by the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the City Commission be and it is hereby authorized to spend the sum of \$85,000.00 as per attached list for the purpose aforesaid to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

And be it further resolved by the Board of Commissioners of the City of Newark that if the Board of Commissioners shall decide to sell or use the said Newark City Home for other

purposes then in that event the City Commission shall upon sixty days notice in writing to the said National Youth Administration terminate and cancel the said project.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

July 30, 1940.

The Board of Commissioners,
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*10 Holland St. (462 Springfield Avenue); Morris Braun; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 24, 1941;

24-38 Grafton Avenue; Tube Reducing Corporation, owner; in a 1st industrial district the construction of an addition to present factory,*

*31 North Fourteenth Street; Joseph Romano; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 11, 1942;

*173-179 Washington Street (7-35 Plum Street and 244-246 Plane Street); Mid-Town Parking Co., Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 14, 1941;

*54 Jacob Street; Jacob Bernstein; renewal of permit for a wood-working shop; such use to be limited to the period of three years ending July 20, 1943;

251 Walnut Street; Carlo De Palma; in a first business district the establishment and operation of a retail ice depot; such use to be limited to the period of two years;

*374-376 Fifth Street; John Cirigliano, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 25, 1942;

*564 South Orange Avenue; Victoria Tortoriello, owner; renewal of permit for wood and metal working shop, and storage of sash, doors, trim, lumber, etc.; such use to be limited to the period of two years ending June 29, 1942;

*9-13 Bleeker Street; Joseph Menza; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 17, 1941;

*23-25 Hill Street; Manuel Kimmel; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 14, 1941;

952-958 Bergen Street; Morris Busch; in a 2nd business district the establishment and operation of an

automobile parking station in rear of present gasoline station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of two years;—(No objectors);

280-282 Bergen St.; G. B. Gammond; in a 2nd business district the construction of twelve individual garages;—(No objectors);

*425 Central Avenue; Mickey's Auto Maintenance; renewal of permit for automobile repair shop and sale of used automobiles; such use to be limited to the period of one year ending June 21, 1941;

*35-41 Raymond Plaza West; Kim Parking Stations, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 28, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Order filed, copy to be sent to each Commissioner and further action postponed to August 7, 1940.

The City Clerk: Mr. Mayor, there is referred to us over the signature of Russell B. Rankin, secretary of the Board of Adjustment, under date of July 3, 1940, fourteen matters, ten of which are renewals, and on three there have been requests for a suspension of the rules. A motion for suspension of the rules on these thirteen matters is in order.

Mayor Ellenstein: As I understand it, on all these matters there weren't any objectors?

The City Clerk: Excepting one.

Mayor Ellenstein: And in that case

the representation made by the applicant is that each one of the objectors before the Board of Adjustment has been notified that there would be a request for a suspension of the rules, is that correct?

Mr. Samuel J. Foosaner, 11 Commerce Street: Yes, sir.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these twelve matters.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morris Braun (Estate of Julius B. Klein, owner); for the renewal of permit for automobile parking station; premises 10 Holland Street (462 Springfield Avenue); such use to be limited to the period of one year ending June 24, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Romano (Olive Van Seggern, owner); for the renewal of permit for retail ice depot; premises 31 North Fourteenth Street; such use to be limited to the period of two years ending July 11, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mid-Town Parking Co., Inc. (Estate of Stephen H. Plum, owner); for the renewal of permit for automobile parking station; premises 173-179 Washington Street (7-35 Plum Street and 244-246 Plane Street); such use to be limited to the period of one year ending July 14, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Jacob Bernstein (Max Fink, owner); for the renewal of permit for a wood working shop; premises 54 Jacob Street; such use to be limited to the period of three years ending July 20, 1943;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John Cirigliano, owner; for the renewal of permit for retail ice depot; premises 374-376 Fifth Street; such use to be limited to the period of two years ending July 25, 1942.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed

Application of Victoria Tortor-
iello, owner; for the renewal of permit for wood and metal working shop, and storage of sash, doors, trim, lumber, etc.; premises 564 South Orange Avenue; such use to be limited to the period of two years ending June 29, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Menza (National Commercial Title and Mortgage Company, owner); renewal of permit for automobile parking station; premises 9-13 Bleeker Street, such use to be limited

ited to the period of one year ending July 17, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Manuel Kimmel (United States Realty and Investment Company, owner); for renewal of permit for automobile parking station; premises 23-25 Hill Street; such use to be limited to the period of one year ending July 14, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mickey's Auto Maintenance (Carl A. Thober, owner); for the renewal of permit for automobile repair shop and sale of use automobiles; premises 425 Central Avenue; such use to be limited to the period of one year ending June 21, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kim Parking Stations, Inc. (Bessie V. Katzin, owner); for the renewal of permit for automobile parking station; premises 35-41 Raymond Plaza West; such use to be limited to the period of one year ending July 28th, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of G. B. Gammond (G. B. Gammond and J. J. Fritz, owners); for the construction of twelve individual garages in a 2nd business district; premises 280-282 Bergen Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morris Busch (James M. Efross, owner); for the establishment and operation of automobile parking station in rear of present gasoline station in a 2nd business district; premises 952-958 Bergen Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, there has been a request for a suspension of the rules in a matter in which there were objectors. This case was approved by the Board of Adjustment yesterday and referred to us for a hearing date. The representative of the applicant has notified all of the objectors in writing; the list of objectors was checked by Mr. Bates of the Board of Adjustment and Mr. Bates is satisfied that all have been notified, and I understand they are here now requesting a suspension in this matter.

Mayor Ellenstein: Are you objecting to the suspension of the rules or do you want to speak against the application?

In the matter of suspension of the rules in the Application of The Tube Reducing Corporation, 24-38 Grafton Avenue, the following persons appeared and talked on the resolution:

Mr. Nicholas Monaco, 1180 Raymond Boulevard.

Mr. Samuel J. Foosaner, 11 Commerce Street.

Mr. Michael DelGaizo, 246 Woodside Avenue.

Mrs. L. M. Ott, 190 Riverside Avenue.

Mr. F. H. Hughes.

Mayor Ellenstein: We are not going into the merits of it now; we are now determining whether to grant the application made by this gentleman. Otherwise, he would not be compelled to serve you with notice. The law requires that a week elapse before the City Commission hears it. Then it is not incumbent upon him to serve

notice upon you then; you must come here then, on the assumption that you are familiar with the law. In other words, he only gives you one notice, and that is for appearing before the Zoning Board.

Commissioner Franklin: I move you Mr. Mayor, in view of the fact that I regard that these people should have an opportunity to be heard, I move that this matter come before our regular meeting on next Wednesday.

Mayor Ellenstein: In other words, your motion is that the request for a suspension of the rules be denied?

Commissioner Murphy: I think the people should be given an opportunity. While I do not want to stand in the way of defense in these times, and I can see the necessity of the company moving along on emergency orders that are coming in, but I think in all due respect to the taxpayers in that area that are here feeling as though they are entitled to at least a week's notice to prepare themselves, I certainly believe it is right.

I second the motion.

Mayor Ellenstein: There has been a motion made and seconded that the application for a suspension of the rules be denied. All those in favor will say aye, contrary no; the Clerk will call the roll.

On roll call: Commissioners Frank? line, Murphy, and Mayor Ellenstein voted aye; Commissioner Byrne voted no.

Mayor Ellenstein: The motion is denied. It will have to take its course until next week. I would suggest in the meantime that you confer with this gentleman and convince him and it will obviate, perhaps, the necessity of these people coming down here and doing that.

The other matters referred by the

Zoning Board will take the usual course and be heard one week from today.

Director Murphy introduces the usual five resolutions and it is understood they will be considered as read.

Commissioner Murphy: Right.

Resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for June, 1940.

Department of Buildings for June, 1940.

Clerk of First District Court for, June, 1940.

Clerk of Second District Court for June, 1940.

Superintendent of Alms House for June, 1940.

City Clerk (2) for June, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for June, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for June, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for June, 1940.

Charles F. McGovern, Clerk 2nd

Criminal Court, Part 2, for June, 1940.

Robert J. Beckley, Clerk 3rd Criminal Court, for June, 1940.

Elizabeth S. Lewis, Clerk Family Court, for June, 1940.

City Treasurer for June, 1940.

Comptroller for June, 1940.

Ordered filed.

City of Newark, New Jersey
Department of Revenue and Finance

July 1, 1940.

To the Honorable

The Commissioners of the City of
Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled "An Act to amend and revise the charter of the City of Newark, N. J." approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of June, 1940:

RECEIPTS

Cash on hand—May 31, 1940	\$3,047,346.41	
Received from Comptroller—June	4,352,436.51	
Transfer from 1939 Relief—State Funds	400,798.45	
		<hr/>
		\$7,800,581.37

DISBURSEMENTS

By Warrant	\$3,882,940.84	
Without Warrant	7,373.64	
Public Works—Orange Food Stamps	150,000.00	
Public Works—Relief Budget Appr.	200,000.00	
Transfer to 1940 Relief—Loan from City	350,000.00	
Transfer to 1940 Relief—Budget Balance	59,937.38	
		<hr/>
		4,650,251.86

Cash on hand—June 30, 1940	\$3,150,329.51
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Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.

Ordered filed.

By: Joseph J. Kroehl.

MONTHLY STATEMENT OF CASH COLLECTIONS
CITY OF NEWARK, NEW JERSEY

Description	June, 1939		% Col. Last Yr.	June, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Tot. to Date		This Year's Month	Collection Tot. to Date		
Licenses:							
Sale of Alcoholic Beverages	\$ 525,365.00	\$ 607,925.00	.9715	\$ 497,040.00	\$ 606,646.24	\$ 622,817.63	.9740
Ice Cream, Plumbing and Refuse	2,003.00	9,435.00	1.0481	1,528.50	7,852.00	11,100.00	.7074
All Other Licenses	6,915.19	33,953.32	.7352	7,731.55	82,763.21	116,000.00	.7135
Fees and Permits:							
Tax Search Fees	740.25	4,851.75	.6896	660.00	4,766.50	8,300.00	.5743
Building and Electrical Work Permits	3,175.77	11,918.48	.4134	2,806.21	16,082.04	31,900.00	.5041
Public Sewer Connection Tap Fees	780.00	890.00	.6692	90.00	1,790.00	2,500.00	.7160
Towels, Soap, Bathing Suits...	2,137.19	7,905.35	.3723	2,489.40	7,138.18	20,700.00	.3448
Combustible, Moving Picture, Garage and .....	.....	.....	.....	1,418.00	9,684.40	19,400.00	.4992
Miscellaneous Permits	1,358.73	9,985.02	.4715	.....	.....	.....	.....
Receipts for Patients Treated	1,812.60	10,635.93	.3903	2,758.53	14,327.79	22,600.00	.6340
Contribution by City of East Orange for Passaic Valley Sewer Maintenance .....	.....	27,920.66	1.00	31,001.43	31,001.43)	.....	.....
Jury and Listing Fees	3,287.20	19,348.65	.4685	3,360.70	19,184.56	27,900.00	1.1631
Animal, Chicken, Plumbing Permits and .....	.....	1,693.00)	.....	.....	.....	36,600.00	.5242

Description	June, 1939 Last Year's Month	June, 1939 Tot. to Date Last Yr.	% Col. This Year	June, 1940 This Year's Month	June, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Miscellaneous Fees	1,054.50	2,163.50)	.5381	526.00	4,968.80	10,000.00	.4969
Transcript Fees for Births, Deaths, Etc.	478.90	3,363.10	.5742	539.80	3,629.30	5,800.00	.6257
Fines:							
Magistrates	7,293.85	46,767.35	.5317	5,696.55	35,654.25	84,500.00	.4219
Overdue and Lost Books	1,744.36	11,855.68	.5927	.....	8,442.08	21,200.00	.3982
Interest and Costs on Assessments	160.33	1,798.72	.1722	166.55	6,379.72	9,400.00	.6787
Interest and Costs on Taxes....	56,616.56	273,685.32	.3157	44,184.99	219,505.69	640,000.00	.3430
State and Other Aid:							
Gas Tax Refund .....	.....	12,263.49	.6058	2,621.97	15,425.64	27,000.00	.5713
Public Lighting Reimbursement	1,408.47	2,816.94	.8828	.....	1,408.47	5,600.00	.2515
Bill Board Tax .....	.....	2,511.00	1.00	.....	3,285.55	2,900.00	1.133
State Aid for Relief, 1938 .....	.....	.....	.....	.....	.....	.....	.....
Franchise and Gross Receipts of 1938 and 1939 .....	.....	15.26	.00004	.....	77.10	1,768,986.97	.00004
Franchise Taxes of 1940	64.37	1,341.32	.0020	.....	1,095.39	685,513.00	.0016
Gross Receipts Taxes of 1940....	.....	.....	.....	.....	.....	710,391.00	.....
Bus Receipts Tax:							
5% Trolley .....	.....	.....	.....	.....	.....	21,300.00	.....
Jitney Tax	20,920.26	137,908.27	.6048	21,531.63	128,008.10	253,400.00	.5052

Description	June, 1939 Last Year's Month	June, 1939 Tot. to Date Last Yr.	% Col. Last Yr.	June, 1940 This Year's Month	June, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Leases and Rentals:							
City Owned Property	6,176.00	69,573.50	.4704	13,063.49	84,212.61	162,500.00	.5182
Rent:							
Army Base	8,333.34	50,000.00	.5000	8,333.34	50,000.00	100,000.00	.5000
Rent:							
City Railway .....	.....	.....	.....	.....	.....	.....	.....
Reimbursement:							
Lighting Inspectors Salary ....	.....	.....	.....	.....	1,500.00	1,500.00	.....
Total Miscellaneous Revenues Anticipated:							
Real Estate Arrears:							
"Regular"	388,561.01	2,514,204.13	.4815	321,760.03	2,111,628.97)	4,541,036.98	.....
Personal Arrears	42,341.74	403,144.44	.....	40,658.74	221,268.03)	.....	.5137
Tax Title Liens:							
Real Estate Taxees	46,252.13	242,951.74	.....	33,994.83	185,600.13)	513,988.61	....
Interest and Costs:							
Lien Certificates	1,984.41	13,208.71	.3712	2,717.71	10,409.65)	.....	.3814
Tax Remission Account .....	.....	8,055.02	.....	11,202.61	11,615.86	.....	.....
Leases and Rentals of City Owned Property	6,780.16	6,780.16	.....	.....	6,740.00	.....	.....
Smoke Abatement Bureau Fees....	121.00	121.00	.....	392.00	1,334.00	5,800.00	.2300
Zoning Board Fees	290.00	290.00	.....	570.00	1,460.00	2,100.00	.6952

Description	June, 1939 Last Year's Month	June, 1939 Tot. to Date	% Col. Last Yr.	June, 1940 This Year's Month	June, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
U. S. Health Sanitary Account....	.....	.....	.....	.....	3,500.00	.....	.....
Foreclosed Property Rents	50.00	50.00	.....	.....	.....	.....	.....
Farmers Market Fees	150.00	150.00	.....	100.00	2,350.00	2,900.00	.8103
Current Tax Collections	2,320,504.93	14,113,643.83	.3742	1,879,982.74	17,984,876.61	37,749,140.30	.4764
Miscellaneous Revenue Not Anticipated	767.85	4,467.70	.....	1,101.00	7,056.16	.....	.4764
Alms House .....	.....	.....	.....	.....	.....	.....	.....
City Home .....	.....	.....	.....	.....	.....	.....	.....
Police Department--Payroll Credits .....	.....	.....	.....	.....	3.74	.....	.....
Payroll Credits--Health Board....	.....	2.07	.....	.....	.....	.....	.....
Payroll Credits--Ivy Hill Power House .....	.....	.....	.....	19.22	19.22	.....	.....
Other Tax Receivers	666.64	666.64	.....	.....	.....	.....	.....
Dedicated Revenue:							
1939 County Board Rem. ....	.....	.....	.....	.....	22.75	.....	.....
Newark Airport	11,085.72	59,371.70	.2695	20,502.61	75,592.65	288,160.00	.2623
Bureau of Water	203,692.97	1,229,696.78	.4789	192,692.63	1,267,808.60	2,600,728.04	.4875
Bureau of Docks	19,744.19	63,580.30	.5608	.....	39,250.03	.....	.....
Bureau of Streets	6,145.85	26,372.19	.2747	12,303.35	22,101.76	69,741.00	.3169
Bureau of Street Cleaning ...	1,103.10	7,303.05	.5118	1,538.56	9,876.35	13,938.00	.7086
House Sewer Connections	3,474.80	12,581.20	.5904	870.71	9,226.96	28,706.00	.3214

Description	June, 1939 Last Year's Month	June, 1939 Collections Tot. to Date	% Col. Last Yr.	June, 1940 This Year's Collection Month	June, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Outdoor Poor	1,070.00	3,959.94	.4258	1,210.00	4,336.00	8,300.00	.5224
Weights and Measures .....	.....	198.50	.0719	.....	120.50	7,936.50	.0152
Bureau of Motors	1,383.45	5,050.23	.0155	.....	46.25	325,828.00	.0001
Printing and Stationery	2,806.13	18,839.96	.4069	.....	97.17	125,000.00	.0008
Shade Tree	326.48	800.38	.4002	259.39	388.95	1,203.98	.3231
Director's Office P. W. ....	.....	.....	.....	.....	30.00	.....	.....
City Hospital:							
Payroll Credits	15.47	40.47	.....	.....	107.42	.....	.....
Convalescent Hospital:							
Pay roll Credits .....	.....	17.80	.....	7.48	7.48	.....	.....
Administration of Relief	16.67	458.24	.....	.....	398.24	.....	.....
200 Washington Street Corp.	833.33	4,999.98	.....	833.33	4,999.98	.....	.....
Henry C. Jones Estate	3.10	1,929.80	.....	28.08	99.40	.....	.....
Redemption of Lien Certificates..	24,655.88	130,355.01	.....	2,963.21	44,438.78	.....	.....
U. S. Social Hygiene .....	.....	4,300.00	.....	.....	4,300.00	.....	.....
Emergency Relief, 1938	1,021.20	648,743.51	.....	555.00	2,849.98	.....	.....
Emergency Relief, 1939 .....	.....	.....	.....	401,178.46	1,919,092.24	.....	.....
Emergency Relief, 1940 .....	.....	.....	.....	779.21	2,902.13	.....	.....
Public Schools	1,562,256.04	4,536,868.35	.....	814,970.14	4,227,354.55	.....	.....
Refunds—Current Taxes	174.56	469.00	.....	342.01	12,051.73	.....	.....
Return Checks—Current Taxes ..	3,072.78	10,310.17	.....	2,817.50	33,741.08	.....	.....

Description	June, 1939 Last Year's Month	June, 1939 Collections Tot. to Date	% Col. Last Yr.	June, 1940 This Year's Collection Month	June, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Regular Assessments:							
Pavings	167.87	1,589.41	.....	115.10	536.15	.....	.....
Sewers	4.90	855.77	.....	8.55	243.64	.....	.....
Snow Removal		76.03	.....	8.07	12.06	.....	.....
Openings	7,137.03	106,992.54	.....	17.17	11,871.44	.....	.....
House Sewer Connections	57.00	1,835.72	.....	297.95	1,997.30	.....	.....
Shade Trees		83.75	.....		43.40	.....	.....
Side Walks		40.46	.....		44.49	.....	.....
Water Service Conn.		60.08	.....	36.00	382.19	.....	.....
T. T. L. Assessments:							
Pavings	116.04	1,699.01	.....	24.03	4,169.24	.....	.....
Sewers		1,932.70	.....		368.00	.....	.....
Doremas Avenue Bridge Const....		39,939.25	.....		18,192.37	.....	.....
Openings	144.08	4,114.87	.....	25.45	3,513.26	.....	.....
Water Service Conn.		308.00	.....		99.70	.....	.....
Election Account .....			.....	487.81	487.81	.....	.....
Sidewalks .....			.....		185.63	.....	.....
Street Construction	1,485.25	2,136,388.53	.....		9,033.02	.....	.....
Bonds		2,130,000.00	.....	1,175,000.00	3,781,998.00	.....	.....
Bonds Interest		4,767.95	.....		1,587.55	.....	.....
Over Deposit		196.99	.....	.01	2.50	.....	.....
Totals	\$5,312,289.63	\$29,917,388.67	.....	\$5,569,913.33	\$33,430,149.59	.....	.....
Under Deposit	194.49	194.49	.....	.10	.10	.....	.....

Vincent J. Murphy,

Director of Revenue & Finance.

Ordered Filed.

Mayor Ellenstein: We will now proceed with the presentation of names to fill the vacancy which exists in the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to

fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei.

As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Franklin Conklin, Jr.

Mayor Ellenstein: Director Byrne presents the name of Franklin Conklin, Jr. As many as are in favor of Mr. Conklin being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Conklin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Carl Ab-

ruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioners Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone

having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations? What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

.....
.....
.....
.....

The Board of Commissioners of
The City of Newark, N. J.

.....
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

August, 1940

Newark, N. J., August 7, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, eleven A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The meeting will come to order.

The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move that the reading of the minutes be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under

provisions of Chapter 274, of the laws of 1928," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that the ordinance be laid over until September 4th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to require the employment of workers at prevailing wage and upon an eight-hour day basis upon all contracts of the City of Newark for services or for the purchase, furnishing or delivery of any material or supplies of any nature," and stated that today was the time fixed for a further hearing, this being the adjourned date for same, having been introduced for information.

Commissioner Murphy: I would like to state, Mr. Mayor, these two ordinances are being adjusted to a small

degree. I am going to introduce two others next week. I move this ordinance be withdrawn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring the union label on all stationery and printing," and stated that today was the time fixed for a further hearing, this being the adjourned date for same, having been introduced for information.

Commissioner Murphy: I move the ordinance be withdrawn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Two Thousand One Hundred Nineteen Dollars and Six Cents (\$2,119.06) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Auditor's Office	\$ 3.85
Treasurer's Office	1.00
Tax Receiver—Counter Division	1.00
Surety Bonds and Insurance	15.00
Maintenance Foreclosed Properties	75.00
Arrears Personal Taxes	78.88

Reserve for Overpayment,
Tax Receiver 930.79

Reserve for Overpayment,
Comptroller 1,013.54
\$ 2,119.06

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Nine Hundred Ninety-two Dollars (\$1,992.00) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the semi-monthly payroll for the Temporary Building Enumerators from July 16, 1940 to July 31, 1940, as follows:

Tax Revaluation—WPA\$1,992.00

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand, Four Hundred Sixty-five Dollars and Eighty-three Cents (\$23,465.83) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from July 16, 1940 to July 31, 1940 as follows:

Director's Office\$ 1,349.98

Comptroller's Office	1,831.02
Auditor's Office	1,737.17
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Addresso- graph Division	470.80
Tax Receiver—Bookkeep- ing and Billing Division	2,185.74
Tax Receiver—Counter Division	969.82
Arrears of Personal Taxes	1,443.09
Tax Board—Assessors Division	5,871.42
Tax Board—Surveyors Di- vision	1,421.24
Tax Revaluation—WPA.....	208.33
Assessments for Local Improvements	614.57
First District Court	1,190.82
Second District Court	1,115.80
Pension Salaries	437.50
	<u>\$ 23,465.83</u>

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED. That the sum of Two

Hundred Sixteen Thousand, Three
Hundred Fifteen Dollars and Sixty-
two Cents (\$216,315.62) be and the
same is hereby appropriated to the
persons named on the annexed certi-
fied list, being the semi-monthly pay-
roll of the Department of Public Safe-
ty from July 16 to 31, 1940, inclusive,
as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,387.47
Electrical Division	2,121.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	129,011.71
Fire Division	78,303.36
	<u>\$216,315.62</u>

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Byrne, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the sum of One
Hundred Sixty-seven Dollars and
Ninety-eight Cents (\$167.98) be and
the same is hereby appropriated to
the persons named on the annexed
certified lists, being the bills and
claims of the Department of Public
Safety, as follows:

Municipal Board of Alco- holic Beverage Control	\$ 25.93
Building Division	83.95
Electrical Bureau	43.10
Director's Office	15.00

\$167 98

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four Thousand Two Hundred Sixty-seven Dollars and Ninety-two Cents (\$4,267.92), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

WPA Project—(Relief Administration)	\$ 123.32
Outdoor Poor Department	189.08
Emergency Relief — Administration	2,681.60
Director's Office	118.95
Public Outing	85.37
WPA Project—(Bureau of Health)	384.60
Band Concerts	685.00
	<hr/>
	\$ 4,267.92

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Eight Hundred Fifty-one Dollars (\$4,851.00) be and the same is hereby appropriated to the persons named on annexed certified lists, be-

ing the bills and claims of the Department of Public Works, as follows:

WPA—Bus Transportation....\$4,851.00

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Thirty-three Dollars and thirty-three Cents (\$333.33), be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works from July 1st to 31st, 1940, as follows:

United States Social Hygiene Fund	\$333.33
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Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Four Thousand Five Hundred Sixty-five Dollars and Sixty-eight Cents (\$104,565.68), be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, as follows, from July 16th to 31st, 1940:

Director's Office	\$ 1,548.32
WPA9 Project No. 5410-7 (Newark City Hospital)..	166.66

Bureau of Health	25,748.44
U. S. Health Sanitation	
Account	448.33
Newark City Hospital	25,339.50
Convalescent Hospital	2,081.15
Newark City Home	83.75
Newark City Home—Camp	
Newark	1,840.07
Bureau of Baths	5,667.48
Newark City Alms House..	2,746.32
Ivy Hill Power Plant	3,262.81
Outdoor Poor Department..	1,658.31
Law Department	3,832.46
Board of Adjustment	470.00
Emergency Relief—	
Administration	29,652.08
	<hr/>
	\$104,565.68

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Nine Hundred Thirty-six Dollars and Sixteen Cents (\$3,936.16) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 31st and August 3rd, 1940 as follows:

Shade Tree	\$2,588.16
Public Buildings	1,348.00
	<hr/>
	\$3,936.16

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, One Hundred Seventy-eight Dollars and Fifty-five Cents (\$3,178.55) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Maintenance of Dog Pound....	\$ 625.00
Printing and Stationery—	
Dedicated Revenue	2,553.55
	<hr/>
	\$3,178.55

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of Thirty-eight Thousand Three Hundred Eighty Dollars and Forty-one Cents (\$38,380.41) be and the same hereby is appropriated to the persons named as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll,
Period Ending July 31, 1940.

Port Newark Operations....	\$ 1,924.60
Bureau of Motors	2,559.54
Bureau of Streets	2,231.14

Bureau of Sewers	945.43
House Sewer Connections..	568.33
Bureau of Street Cleaning	19,765.46
Street Construction	1,211.20
Bureau of Water	9,174.71

\$ 38,380.41

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of Three Thousand, Two Hundred Twenty-four Dollars and Thirty-six Cents (\$3,224.36) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewers	\$ 81.15
House Sewer Connections..	16.25
Port Newark Operations	44.20
Water	70.50
Reserve for Liabilities	
(City Clerk)	124.00
City Clerk	647.45
Airport Construction	75.00
Sewers	1,146.75
House Sewer Connections..	1,019.06

\$ 3,224.36

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Fourteen Thousand, Four Hundred Thirty-five Dollars and Sixty-six Cents (\$14,435.66) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from July 16th to July 31st, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
WPA Project No. 7159-0	75.00
Public Buildings	8,698.98
Public Buildings—City	
Owned Property	228.26
Weights and Measures	547.66
Weights and Measures—	
Reserve for Dedicated	
Revenue	225.81
Printing and Stationery	185.00
Shade Tree	1,457.49
WPA Project No. 1485-7....	208.33
Central Purchase	1,600.32

\$ 14,435.66

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Forty-eight Thousand Four Hundred Six Dollars and Ninety-four Cents (\$48,406.94) be and the same hereby is

appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Semi-Monthly Payroll, Period July 16-July 31, 1940.

Director's Office	\$ 1,452.07
Bureau of Lighting	432.50
Bureau of Streets	5,980.37
Sidewalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	4,245.17
Bureau of Surveys	3,484.16
Port Newark Operations....	2,327.07
Bureau of Motors	1,931.80
Bureau of Water	19,648.48
Street Cleaning—Reserve for Liabilities	200.00
Newark Labor Relations Board	390.00
Sewer Construction	832.91
Engineering Division	1,348.73
Swimming Pool Projects ..	558.33
City Clerk	3,216.20
Elections	525.00
	<hr/>
	\$ 48,406.94

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Nine Thousand, Fifty-three Dollars and Sixty-seven Cents (\$9,053.67) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows.

Street Construction WPA
Project No. 6926-7\$ 24.75

Sewer Construction WPA
Project No. 6951-7 1,536.25

Street Construction WPA
Project No. 6926-7 480.44

Street Construction WPA
Project No. 6926 6,345.57

City Planning WPA Pro-
ject No. 7215-0 416.66

(Alteration and Moderni-
zation of Convalescent
Hospital and Ivy Hill
Alms House — Personal
Service)

WPA Project No. 3-7-1168 250.00
\$ 9,053.67

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read.

CITY OF NEWARK, NEW JERSEY
Department of Revenue and Finance

August 6th, 1940.

To The Board of Commissioners of
The City of Newark, N. J.

Dear Sirs:

You are hereby notified that the Circuit Court has confirmed as of June 28th, 1940, the following Awards of Damages.

Plane Street Change of Grade:

Oschwald Realty Company	No Award
City of Newark	..... No Award
Stephen H. Plum	.....\$ 100.00
Philip J. Bowers & Co.	..... 6,083.00
Paramount Realty Co.	..... No Award
	<hr/>
	\$6,183.00

North Seventh Street Opening:

Vincenzo Nardiello, Jr.	.....\$1,105.00
Noria Lammica	..... 1,315.00
Vincenzo Olifano	..... 1,540.00
	<hr/>
	\$3,960.00

Commerce Street Change of Grade:

Meyer & Bush Co.	.....\$ 25.00
Fleissner Realty Co.	..... 170.00
Empress Mfg. Co.	..... 175.00
Dessie V. Katzin	..... 4,700.00
Ace Construction Co.	..... 660.00
Terminal Holding Corp.	..... 240.00
Nestor E. Matthews	..... 75.00
Columbia Russomano	..... No Award
McCabe Boiler Works	..... 1,200.00
	<hr/>
	\$7,245.00

Very truly yours,
Vincent J. Murphy,
Director.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desire to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance to order and

cause the change and establishment of the grade of Commerce Street from the westerly curb line of Raymond Plaza West, westerly about 288.30 feet, and from the easterly curb line of Raymond Plaza East, easterly 225.40 feet," adopted by the Board of Commissioners on the 3rd day of June, 1931, Bond Anticipation Notes of said City of the aggregate principal amount of \$7,500.00, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said

notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of The City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance to order and cause the change and establishment of the grade of the curb of Plane Street from Plum Street and Hackett Street southerly to Academy Street, the new grade to be established to include the roadway, curb and gutters; and to provide for the grading, curbing, flagging, paving and repaving of Plane Street from Plum Street and Hackett Street southerly to Academy Street with asphalt pavement (1½" top 1½" binder) on a new 6 inch concrete foundation," adopted by the Board of Commissioners on the 4th day of February, 1931, Bond Anticipation Notes of said City of the aggregate principal amount of \$7,500.00, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commis-

sioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the opening of North Seventh Street 50 feet in width, from the southerly line of Anthony Street southerly 350 feet to the Belleville-Newark boundary line," adopted by the Board of Commissioners on the 31st day of December, 1929, Bond Anticipation Notes of said City of the aggregate principal amount of \$4,000.00, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby dele-

gated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, the City of Newark at a tax sale held on the thirtieth day of August, 1936, acquired a certain Tax Sale Certificate numbered 32306 and dated August 30, 1938, covering land and premises known and designated as Number 21 Boyden Street, Newark, New Jersey, also designated and being Lot number 17, in Block number 2869, on the Assessment Maps of the City of Newark; and,

WHEREAS, Lorenzo Irene has applied to the comptroller for the sale and assignment of said certificate; and,

WHEREAS, notice to the owner, public notice and advertisement has been made as required by the Revised Statutes Section 54:5-114, therefore.

BE IT RESOLVED That the Director of Revenue and Finance be and he is hereby authorized to execute

and deliver to the said Lorenzo Irene a Deed of Sale and Assignment, attested and acknowledged by the City Clerk for the said certificate, in accordance with the provisions of Sections 54:5-113-114 of the Revised Statutes of New Jersey.

The amount due upon said certificate together with the amounts of subsequent liens, including principal, interest and costs to August 7, 1940, are as follows:

Amount due on certificate	....\$1,263.98
Costs	..... 1.00
Interest	..... 187.62
1938 tax	..... 235.11
Interest	..... 38.54
1939 tax	..... 232.05
Interest	..... 17.90
First, second and third quarters 1940 tax	..... 169.57
Interest	..... 2.87
Total	.....\$2,148.64

The said total amount of \$2,148.64 is to August 7, 1940 and shall be paid at or before the date of the execution and delivery of the said Deed of Assignment, and in addition thereto any accumulated interest to the date of assignment.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frank E. Crane is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS, He obtained an exemp-

tion of \$100.00 tax \$4.55 from his personal property assessment for 1939 and

WHEREAS, He was on October 1st, 1938, the owner of record of property located at Block 2624, Lot 36, 73 Rose Terrace, Newark, which property was assessed at a valuation of \$7,300, tax \$332.15.

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Frank E. Crane be granted a further exemption of \$400.00, tax \$18.20 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, James Matulis is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property, and

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 960, Lot 31, 194 New York Avenue, Newark, which property was assessed at a valuation of \$7,300.00, tax \$354.90;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said James Matulis be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Greenfield is an honorably discharged veteran entitled to a total exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS he was on October 1st, 1938 the owner of record of property located at Block 2849, Lot 33-34, 201-203 Sussex Avenue, Newark, which property was assessed at a valuation of \$5,400.00, tax \$250.25;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Charles Greenfield be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William F. McEvoy is an honorably discharged veteran entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS he obtained an exemption of \$100.00 tax, \$4.55 from his

personal property assessment for 1939 and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 4128, Lot 61, 327-329 Ellery Avenue, Newark, which property was assessed at a valuation of \$5,100, tax \$232.05;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said William F. McEvoy be granted a further exemption of \$400.00, tax \$18.20 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Anthony J. Campomenosi is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS he was on October 1st, 1938, the owner of record of property located at Block 39, Lot 12, 136 Central Avenue, Newark, which property was assessed at a valuation of \$3,600, tax \$163.80;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Anthony J. Campomenosi be granted an exemption of \$500.00, tax \$22.75 for 1939, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, E. Smith Company, Inc., 47 Plane Street, bankrupt in bankruptcy, claim filed April 7th, 1938, for the 1938 personal taxes in the amount of \$221.40.

WHEREAS the Receiver paid the amount of our claim as filed.

WHEREAS, the assessment for the year 1938 had not yet been established at the time of the filing of our claim and the amount due for the year 1938, after the rate had been established was \$276.60.

THEREFORE BE IT RESOLVED That the Tax Receiver be authorized to cancel the balance of the 1938 tax in the amount of \$55.20.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Schulstadt Co., Inc., 371 Park Avenue, bankrupt in bankruptcy, claim filed June 6th, 1939.

1936 personal tax	\$22.15
1937 personal tax	35.35
1938 personal tax	69.15
1939 personal tax	68.25
making a total of \$194.90 flat.	

WHEREAS the Receiver has declared a first, last and final dividend of \$7.54.

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply to the 1936 personal tax and the balance of the 1936 personal tax amounting to \$14.61, the 1937 personal tax amounting to \$35.35, the 1938 personal tax amounting to \$69.15 and the 1939 personal tax amounting to \$68.25, making a total of \$187.36 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Marshall Schiff, trading as Sail Lingerie Shop, 152 Springfield Avenue and 130 Osborne Terrace, assignment for the benefit of creditors claim filed November 30th, 1939

1937 personal tax	\$ 69.15
1938 personal tax	161.35
1939 personal tax	68.25
1939 personal tax	4.55
making a total of \$303.30 flat	

WHEREAS the Assignee has declared a dividend of .19056% being the balance of moneys on hand in the amount of \$82.31

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$69.15 to the 1937 personal tax and \$13.16 to the 1938 personal tax, total \$82.31 and the balance of the 1938 personal tax amounting to \$148.19, and 1939 personal tax amounting to \$68.25 and the 1939 personal tax amounting to \$4.55, making a total of \$210.99 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, W. D. Kelly Co., Inc.,
336 Thomas Street, bankrupt in bank-
ruptcy, claim filed October 18th, 1938

1936 personal tax\$ 993.00
1937 personal tax 1,107.00
making a total of \$2,100.00 flat.

WHEREAS the Receiver has de-
clared a first, last and final dividend
of \$1,743.36.

BE IT RESOLVED that the Tax
Receiver be authorized to accept same
and apply \$993 to the 1936 personal
tax and \$750.36 to the 1937 personal
tax, totalling \$1,743.36 and the bal-
ance of the 1937 personal tax amount-
ing to \$356.64 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Max Berman and Mey-
er Goldberg, individually and as co-
partners trading under firm name of
Globe Parlor Suite Co., 86-94 Monroe
Street, bankrupt in bankruptcy, claim
filed June 13th, 1939

1938 personal tax..\$381.00—int. \$6.67
1938 personal tax.. 3.68—int. .74
1939 personal tax.. 4.55—int. .24
1939 personal tax.. 455.00—flat

making a total of \$844.23, interest
\$7.65, grand total \$851.88

WHEREAS the Receiver has de-
clared a first, last and final dividend
of \$396.88

BE IT RESOLVED that the Tax
Receiver be authorized to accept same
and apply \$381.00 to the 1938 per-
sonal tax, interest \$6.67, \$3.68 to the
1938 personal tax, interest 74c, 1939
personal tax \$4.55, interest 24c, mak-
ing a total of \$396.88 and the 1939
personal tax in the amount of \$455.00
be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, James G. Brierley,
trading as Brierley's Funeral Parlor,
269 Mt. Prospect Avenue, bankrupt in
bankruptcy, claim filed May 31st, 1938

1935 personal tax\$48.10
1936 personal tax 57.15
1937 personal tax 55.35
1938 personal tax 69.15
making a total of \$220.75 flat

WHEREAS, the Receiver has de-
clared a first, last and final dividend
of \$131.88

BE IT RESOLVED that the Tax
Receiver be authorized to accept same
and apply \$48.10 to the 1935 personal
tax, \$57.15 to the 1936 personal tax
and \$26.63 to the 1937 personal tax,
total \$131.88, and the balance of the
1937 personal tax in the amount of
\$28.72, and the 1938 personal tax in
the amount of \$69.15, making a total
of \$97.87 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Marathon Laboratories, Inc., 100 Madison Street, bankrupt in bankruptcy, claim filed February 16th, 1939

1938 personal tax....\$23.05—int. \$1.31
1939 personal tax.... 45.50—Flat
making a total of \$69.86

WHEREAS the Receiver has declared a first, last and final dividend of 52.574% in the amount of \$37.04

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$24.36 against the 1938 personal tax and \$12.68 on the 1939 personal tax, making a total of \$37.04, and the balance of the 1939 personal tax amounting to \$32.82 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS John M. Cooney & Sons, Inc., 38-42 Littleton Avenue, bankrupt in bankruptcy, claim filed February 16th, 1939

1934 personal tax\$ 58.64
1935 personal tax 134.40
1936 personal tax 152.40
1937 personal tax 147.60
1938 personal tax 184.40

1939 personal tax 182.00
making a total of \$859.44 flat

WHEREAS the Receiver has declared a first, last and final dividend of \$680.12

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$58.64 on the 1934 personal tax, \$134.40 on the 1935 personal tax, \$152.40 on the 1936 personal tax, \$147.60 on the 1937 personal tax, \$184.40 on the 1938 personal tax and \$2.68 on the 1939 personal tax, making a total of \$680.12 and the balance of the 1939 personal tax amounting to \$179.32 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, A. Fishman Hat Company, Inc., 33-36 Spring Street, bankrupt in bankruptcy, claim filed February 15th, 1938

1935 personal tax\$304.00
1936 personal tax 381.00
1937 personal tax 369.00
making a total of \$1,054.00 flat.

WHEREAS the Receiver has declared a first, last and final dividend of \$794.89.

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$304.00 on the 1935 personal tax, \$381.00 on the 1936 personal tax and \$109.89 on the 1937 personal tax, making a total of \$794.89 and the balance of the 1937 personal tax amounting to \$259.11 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Sol Kusher, 317 Renner Avenue and 128 Goodwin Avenue, assignment for the benefit of creditors, claim filed September 7th, 1939

1936 personal tax	\$45.72
1936 personal tax	7.62
1937 personal tax	44.28
1937 personal tax	7.38
1938 personal tax	36.88
1938 personal tax	9.22
1939 personal tax	9.10
1939 personal tax	4.55
making a total of \$164.75 flat.	

WHEREAS, the Assignee has declared a first, last and final dividend, representing balance of moneys for distribution, in the amount of \$44.53

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$44.53 to the 1936 personal tax and the balance of the 1936 personal tax amounting to \$1.19, the 1937 personal tax amounting to \$44.28, the 1938 personal tax amounting to \$36.88 the 1936 personal tax amounting to \$7.62, the 1937 personal tax amounting to \$7.38, the 1938 personal tax amounting to \$9.22, the 1939 personal tax amounting to \$9.10 and the 1939 personal tax amounting to \$4.55, making a total of \$120.22 to be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Israel Weilberg, 116 Springfield Avenue and 1003 South Orange Avenue, bankrupt in bankruptcy, claim filed March 15th, 1939

1936 personal tax	\$70.25
1937 personal tax	73.80
1938 personal tax	92.20
1939 personal tax	91.00
1939 personal tax	4.55
making a total of \$331.80 flat	

WHEREAS the Receiver has declared a first, last and final dividend of \$118.11

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$70.25 to the 1936 personal tax and \$47.86 to the 1937 personal tax, making a total of \$118.11, and the balance of the 1937 personal tax amounting to \$25.94, the 1938 personal tax amounting to \$92.20, and the 1939 personal tax amounting to \$91.00 and the 1939 personal tax amounting to \$4.55, making a total of \$213.69 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Salvatore Vicarisi, 552-56 Bloomfield Avenue and 523 North 13th Street, bankrupt in bankruptcy, claim filed March 21st, 1939

1931 personal tax	\$ 8.96
1932 personal tax	8.60
1933 personal tax	7.56
1934 personal tax	8.30
1935 personal tax	6.72

1936 personal tax	7.62
1937 personal tax	7.38
1938 personal tax	9.22
1935 personal tax	12.17
1936 personal tax	95.25
1937 personal tax	73.80
1938 personal tax	92.20
1939 personal tax	9.10
1939 personal tax	91.00

making a total of \$437.88 flat

WHEREAS the Receiver has declared a first, last and final dividend of \$83.743%, in the amount of \$413.82

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$8.96 on the 1931 personal tax, \$8.60 on the 1932 personal tax, \$7.56 on the 1933 personal tax, \$8.30 on the 1934 personal tax, \$6.72 on the 1935 personal tax, \$7.62 on the 1936 personal tax, \$7.38 on the 1937 personal tax, \$9.22 on the 1938 personal tax, \$12.17 on the 1935 personal tax, \$95.25 on the 1936 personal tax, \$73.80 on the 1937 personal tax, \$92.20 on the 1938 personal tax, \$9.10 on the 1939 personal tax and \$66.94 on the 1939 personal tax, making a total of \$413.82 and the balance of the 1939 personal tax in the amount of \$24.06 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS Frank Adelman, 17 Academy Street, bankrupt in bankruptcy, claim filed June 6th, 1939

1937 personal tax	\$24.50	\$24.85	\$49.35
1938 personal tax	230.50	13.84	244.34
1939 personal tax	227.50	3 00	230 50

making a total of \$524.19

WHEREAS the Receiver paid to the City of Newark the amount of the claim as filed.

WHEREAS the City failed to file taxes for 41-43 Chancellor Avenue for the years 1936, 1937, and 1938 amounting to \$48.44

BE IT RESOLVED THEREFORE that the Tax Receiver be authorized to cancel personal taxes at 41-43 Chancellor Avenue for 1936 in the amount of \$15.24, 1937 in the amount of \$14.76, and 1938 in the amount of \$18.44, making a total of \$48.44 to be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Noll & Fisher, 78-80 Wheeler Point Road, bankrupt in bankruptcy, claim filed January 19th, 1939

1936 personal tax	\$ 95.25
1937 personal tax	184.50
1938 personal tax	230.50

making a total of \$510.25 flat.

WHEREAS the Receiver has declared a first, last and final dividend of \$191.58.

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$95.25 to the 1936 personal tax and \$96.33 to the 1937 personal tax, making a total of \$191.58 and the balance of the 1937 personal tax amounting to \$88.17 and the 1938 personal tax amounting to \$230.50, making a total of \$318.67 be cancelled

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS Interstate Store Fix-
turc Co., Inc., 737 South 20th Street,
bankrupt in bankruptcy, claim filed
October 24th, 1938

1936 personal tax\$208.39
1937 personal tax 369.00
1938 personal tax 461.00
making a total of \$1,038.39 flat

WHEREAS the Receiver has de-
clared a first, last and final dividend
of .53665% in the amount of \$613.37

BE IT RESOLVED that the Tax
Receiver be authorized to accept same
and apply \$208.39 to the 1936 person-
al tax, \$369 to the 1937 personal tax
and \$35.98 to the 1938 personal tax,
making a total of \$613.37 and the
balance of the 1938 personal tax in the
amount of \$425.02 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Barret Nephews &
Company, 526-28 Broad Street, bank-
rupt in bankruptcy, claim filed April
4th, 1932.

1931 personal tax\$99.50
1932 personal tax 95.00
making a total of \$194.50 flat

WHEREAS the Receiver has de-
clared a first, last and final dividend
of \$150., representing balance in the
estate.

BE IT RESOLVED that the Tax
Receiver be authorized to accept same
and apply \$99.50 to the 1931 personal
tax, and \$50.50 to the 1932 personal
tax, making a total of \$150, and the
balance of the 1932 personal tax
amounting to \$44.50 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, American Carrier
Corp., 76 Jelliff Avenue, bankrupt in
bankruptcy, claim filed March 28th,
1938

1937 personal tax\$18.45
1938 personal tax 23.05
making a total of \$42.50 flat.

WHEREAS, the Receiver has de-
clared a first, last and final dividend
representing balance in the estate of
\$5.58.

BE IT RESOLVED that the Tax
Receiver be authorized to accept same
and apply to the 1937 personal tax
and the balance of the 1937 personal
tax amounting to \$12.87 and the 1938
personal tax amounting to \$23.05,
making a total of \$32.95 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Harvey Braverman, individually and trading as Braverman Bros., 202 Spruce Street and 636 High Street, bankrupt in bankruptcy, claim filed April 19th, 1938.

1937 personal tax	\$ 7.38
1938 personal tax	9.22
1937 personal tax	55.35
1938 personal tax	69.15
making a total of \$141.10 flat.	

WHEREAS the Receiver has declared a first, last and final dividend of 52.983% in the amount of \$77.20.

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$7.38 against the 1937 personal tax, \$9.22 against the 1938 personal tax and \$55.35 against the 1937 personal tax and \$5.25 against the 1938 personal tax, making a total of \$77.20 and the balance of the 1938 personal tax amounting to \$63.90 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Berkeley Shop, Inc., 50 Shipman Street, bankrupt in bankruptcy, claim filed March 21st, 1939

1936 personal tax	\$362.47
1937 personal tax	690.03
1938 personal tax	862.07

1939 personal tax 850.85
making a total of \$2,765.42 flat.

WHEREAS, the Receiver declared a dividend of \$166.62 and a final dividend of \$1,250.38, making a total of \$1,417.00

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$362.47 against the 1936 personal tax, \$690.03 against the 1937 personal tax and \$364.50 against the 1938 personal tax, making a total of \$1,417.00 and the balance of the 1938 personal tax in the amount of \$497.57 and the 1939 personal tax in the amount of \$850.85, making a total of \$1,348.42 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Rebuilt Range Co., 374 Broad Street, assignment for the benefit of creditors, claim filed January 9th, 1939

1937 personal tax	\$ 56.99
1938 personal tax	142.91
making a total of \$199.90 flat	

WHEREAS a supplementary claim was filed for the 1939 personal taxes in the amount of \$159.25 on February 16th, 1939.

WHEREAS the Assignee has declared a first, last and final dividend of \$37.97 on the 1937 and 1938 claim and \$27.83 on the 1939 claim, making a total of \$65.80

BE IT RESOLVED that the Tax Receiver be authorized to accept same

and apply \$37.97 against the 1937 personal tax and \$27.83 against the 1939 personal tax, and the balance of the 1937 personal tax in the amount of \$19.02 and the 1938 personal tax in the amount of \$142.91 and the balance of the 1939 personal tax in the amount of \$181.42, making a total of \$293.35 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS Federal Oil Burner Corp., 276 Halsey Street, bankrupt in bankruptcy, claim filed May 12th, 1939

1936 personal tax	\$165.50
1937 personal tax	184.50
1938 personal tax	345.75
1939 personal tax	341.25

making a total of \$1,037.00, flat.

WHEREAS the Receiver has declared a dividend of 18.775% in the amount of \$211.29, first, last and final payment thereof.

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$165.50 against the 1936 personal tax and \$45.79 against the 1937 personal tax, making a total of \$211.29 and the balance of the 1937 personal tax in the amount of \$138.71, the 1938 personal tax in the amount of \$345.75 and the 1939 personal tax in the amount of \$341.25, making a total of \$825.71 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS Max's Tire Service, Inc., 1 Avon Avenue, bankrupt in bankruptcy, claim filed May 4th, 1938 for the 1938 personal taxes in the amount of \$92.20, flat.

WHEREAS the Receiver has declared a first, last and final dividend of \$73.80.

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply on the balance of the 1938 personal taxes in the amount of \$18.40 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS Lou & Ed's Tavern, Inc., 266 Park Avenue, bankrupt in bankruptcy, claim filed December 19th, 1939

1936 personal tax	\$10.65
1937 personal tax	18.45
1938 personal tax	13.82
1939 personal tax	22.75

making a total of \$65.67 flat

WHEREAS the Receiver has declared a first, last and final dividend of 55.955% in the amount of \$41.41.

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$10.65 against the 1936 personal tax, \$18.45 against the 1937 personal tax and \$12.31 against the 1938

personal tax, making a total of \$41.41, and the balance of the 1938 personal tax in the amount of \$1.51 and the 1939 personal tax in the amount of \$22.75, making a total of \$24.26 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Co-ordinated Transport be and it is hereby requested and directed to relocate its pole on the north side of Central Avenue, east of Plane Street, as indicated on map or plan numbered 3025-A and entitled "Public Service Co-ordinated Transport, Distribution Department, Proposed Relocation of Pole in Central Avenue, East of Plane Street, Newark, N. J." dated July 23, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to establish bank accounts, at the Fidelity-Union Trust Company, as follows:

DIRECT RELIEF FUND, 1939 —
CHECK ACCOUNT;

DIRECT RELIEF FUND, 1940—
CHECK ACCOUNT;

and,

BE IT FURTHER RESOLVED that the Director of the Department of Public Works be and he is hereby authorized to make deposits in said accounts and to withdraw funds therefrom; and,

BE IT FURTHER RESOLVED that the withdrawal of funds from said accounts shall be by check or checks, signed by Owen A. Malady, Overseer of the Poor, Department of Public Welfare, Department of Public Works, of The City of Newark; and,

BE IT FURTHER RESOLVED that said Owen A. Malady, Overseer of the Poor, is hereby authorized to use a facsimile stamp for the signing of checks in connection with said accounts; and,

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to Fidelity Union Trust Company, Newark, N. J.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein

Nays: Commissioner Byrne.

An application for permit to display fireworks by the Newark International Baseball Club, on August 13th (alternate date August 14th) at Ruppert Stadium, 258 Wilson Avenue, between 8:30 and 10 P. M., was received and ordered filed.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Newark International Baseball Club, Inc., is sponsoring a fireworks celebration, at its Stadium, in the City of Newark, on August 13-14, 1940, 8:30-10 P. M., and

WHEREAS, said application has been approved by the Chief of Police and the Fire Commission of the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that permission is hereby granted to Newark International Baseball Club, Inc., sponsoring a fireworks celebration, to conduct a fireworks display, as applied for, on the posting of a bond, in the sum of \$3,000, as provided by

Chapter 51, P. L. 1937

said bond to be approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Newark International Baseball Club, Inc., sponsoring a fireworks celebration,

at its Stadium, in the City of Newark, on August 13-14, 1940, at 8:30-10 P. M., and

WHEREAS, a bond is required under the provisions of:

Chapter 51, P. L. 1937

which bond has been furnished by said Club and

PEERLESS CASUALTY CO.,

as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that said bond be and the same is hereby approved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7910, dated June 26, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as de-

terminated by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

**DOONER & SMITH CHEMICAL
COMPANY—Newark, N. J.**

One (1) or more 100 lb. cylinders
Chlorine,

A—For delivery to Cedar Grove,
Charlotteburg or any point within
twenty-five (25) miles of Newark,
where containers may be loaded @
\$4.90 hd. lbs.

B—For delivery into City's truck at
contractor's warehouse @ \$4.50 hd.
lbs.

Approx. 35 bbls. Copper Sulphate
(Cu So 4) 450 lbs. to bbl. @ \$4.70
hd. lbs.

**NATIONAL OIL & SUPPLY COM-
FANY—Newark, N. J.**

One (1) or more carloads (15 1-ton
containers) of Chlorine for delivery
to Charlotteburg, N. J. @ .0231 lb.

**CHARLES COOPER & COMPANY—
Newark, N. J.**

Approx. 14,000 lbs. Anhydrous Am-
monia.

A—For delivery into City's truck at
contractor's warehouse @ .145 lb.

B—For delivery to Charlotteburg, N.
J. @ .145 lb.

Jos M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, by a resolution No.
8041, dated July 10, 1940, the Depart-
ment of Central Purchase publicly so-
licitated, received and opened bids for
furnishing and delivering material
listed below, therefore be it

RESOLVED by the Board of Com-
missioners of the City of Newark
that the contracts for furnishing and
delivering said material to the City
of Newark, be and the same hereby
are awarded as follows, being the low-
est responsible and formal bidder as
determined by the Director of the De-
partment of Parks and Public Prop-
erty in response to public advertise-
ment for sealed proposals, the amount
of their bids being as follows, and
the Director of Parks and Public
Property and the City Clerk of the
City of Newark, are hereby authorized
and directed to execute on the part
of the City of Newark, proper con-
tracts for furnishing and delivering
said material according to the speci-
fications on file in the Department of
Central Purchase, in the City of New-
ark.

Meats and meat products for the va-
rious institutions in the Department
of Public Works, for the period of
two (2) months from September 1,
1940 to October 31, 1940, inclusive.

Approximately JOSEPH LA FALCE—Newark, N. J.

M. Augenblick & Bro.\$1,066.32
Essex Beef Company 1,733.79
John Gialanella 3,543.36
Fred Horns 6,082.16
Ideal Packing Company 4,317.20
Lair & Brydon 2,043.93
Palumbo & Cicalese 564.27

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8096, dated July 24, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Approx. 12 doz. Sheepskin, short wool @ \$.30 ft. (100 sq. ft. per doz.)

Approx. 10 lb. Rock Island Sponges, quality A @ \$8.00 per lb.

Approx 4 bbl. Disinfectant, quality A @ \$1.31 per gal.

Approx 2 bbl. Axle Grease (black) good quality @ .05 per lb.

Approx. 10 gal. Live Stock Spray, best quality @ \$2.15 per gal.

Approx. 12 Body Brushes No. 118 @ \$1.50 each.

Approx. 12 Stiff Mane Brushes, No. 2 @ .50 each.

Approx. 12 Cans Saddle Soap, 12 oz. can @ .27 per can.

Approx 2 gal. Neatsfoot Oil @ \$1.25 per gal.

Approx. 100 lb. Glauber Salt @ .725 per lb.

Approx. 2 cases Brick Salt, Keystone Shape @ .25 each.
(12 to case)

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No 7852, dated June 19, 1940, the Department of Central Purchase publicly solicited, received and opened bids for

furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specification on file in the Department of Central Purchase, in the City of Newark.

CHARLES L. HUISKING & COMPANY, INC.—New York City.

Approx. 50 x 30 gallon drums Cod Liver Oil, containing 1750 Vitamin A units and 231 Vitamin D units per gram @ \$85.00 drum, f.o.b. Newark, N. J.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8096, dated July 24, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by th Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

THE A. P. SMITH MANUFACTURING COMPANY — East Orange, N. J.

One (1) or more of any or all sizes of Hydrants, Tapping Sleeves and Valves, as per unit prices shown on list on file in the Department of Central Purchase.

One (1) or more of any or all Repair Parts for above, all as shown on above mentioned price list.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8096, dated July 24, 1940, the Department of Central Purchase publicly so-

licited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

P. H. RYAN, INC.—Newark, N. J.

Approx. 795 bags Old Oats (75 lb. ea.) No. 2 Min. 36 lb. to bu. @ \$1.10 bag.

Approx. 60 bags Domestic Bran, pure (100 lb. each) @ \$1.47 bag.

Approx. 7 tons Long Rye Straw — large bales @ \$22.00 ton.

Approx. 20 tons Chamberlin's Special Feed without corn @ \$45.00 ton.

Approx. 8 bags Chamberlin's Special Feed without corn (100 lbs each) @ \$2.25 bag.

Approx. 200 lb. Lump Rock Salt @ .02 lb.

FLAMMER BROS—Newark, N. J.

Approx. 45 tons No. 1 Timothy Hay, old, large bales @ \$21.50 per ton.

Jos. M. Byrne, Jr.
Pearce R. Franklin

M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayer Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks & Public Property for the first and second half of August, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

CENTRAL PURCHASE

Helen N. Brown, Clerk Stenographer, 2 weeks, starting August 5th, 1940.

Esther Spiegel, Purchase Clerk, 2 weeks, starting August 5, 1940.

Charles P. Flynn, File Clerk, 2 weeks, starting August 5, 1940.

Jennie Gallo, Purchase Clerk, 2 weeks, starting August 19, 1940.

Anthony Zinno, Purchase Clerk, 1 week of his vacation, starting August 19, 1940.

Jessie Confroy, Clerk Telephone Operator, 1 week of her vacation, starting August 26, 1940.

Edna Dooley, Purchase Clerk, 1 week of her vacation, starting August 26, 1940.

PRINTING AND STATIONERY

John J. Carey, Clerk, 1 week of his vacation, starting August 16, 1940.

DIRECTOR'S OFFICE

Helen M. Cadier, Senior Clerk Stenographer, 1 day of her vacation, August 12th, 1940.

PUBLIC BUILDINGS

John Brown, Laborer, 2 weeks, starting August 26, 1940.

Helen Shephard, Telephone Operator, 1 week of her vacation, starting August 19, 1940.

Agnes Lamb, Telephone Operator, 2 weeks of her vacation, starting August 26, 1940.

SHADE TREE

Carl Bannwart, Superintendent, 16 days, starting August 8, 1940.

Angela Faria, Attendant, 12 days, starting August 3, 1940.

Anton Liskaski, Laborer, 12 days, starting August 5, 1940.

James McGuinn, Laborer, 12 days, starting August 5, 1940.

Thomas Donnelly, Laborer, 12 days, starting August 5, 1940.

Charles Moss, Laborer, 12 days, starting August 2, 1940.

Angelo Fernicola, Laborer, 12 days, starting August 8, 1940.

Luigi Martino, Laborer, 12 days, starting August 8, 1940.

John Lally, Laborer, 6 days of his vacation, starting August 12, 1940.

George Streckfuss, Laborer-Tree Climbing, 6 days of his vacation, August 12, 1940.

William L. Rivell, Principal Clerk Bookkeeper, 6 days of his vacation, starting August 12, 1940.

WEIGHTS & MEASURES

Edward Farley, Assistant Superintendent, 16 days, starting August 12, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That Charles A. Hallgring, Chief Plumbing Inspector, in the Bureau of Health, Department of Public Works, is hereby authorized to attend the convention of the American Society of Sanitary Engineering, to be held at Wilmington, Delaware, week beginning August 19, 1940.

The expenses incurred by Mr. Hallgring in attending this convention are not to exceed the sum of Fifty Dollars (\$50.00).

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the Work Projects Admin-

stration, a Project Application to provide employment for 41 persons to be taken from the relief rolls of the City to be employed upon a general building construction and alteration project to City owned buildings located at 36-38 Franklin Street, in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$13,650.47 is contingent upon the expenditure of \$6,946.53 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$6,946.53 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Vincent J. Murphy, Director of the Dept. of Revenue and Finance is causing to be filed with the Work Projects Administration, a Project Application to provide employment for 110 persons to be taken from the relief rolls of the City to be employed upon a tax revaluation project in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting

to \$81,361.70 is contingent upon the expenditure of \$34,410.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to expend the sum of \$34,410.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: All in favor of the resolutions read by the Clerk signify by saying aye.

Commissioner Byrne: Before the roll call, I understand that on the roll call of resolutions the members are recorded in line with the way they have signed, whether they have signed or not signed the resolutions. In other words, the vote on the resolution is generally aye as a rule.

The City Clerk: That is right.

Commissioner Byrne: In the opinion of the Law Department how in the future should the members of the Commission vote: aye for those that they have signed favorably and no for those that are opposed and have it recorded that way?

Corporation Counsel O'Brien: That is right. In other words, have these been signed?

The City Clerk: That is right.

Commissioner Byrne: Many a time I vote aye—

Corporation Counsel O'Brien: When the minutes come to you, you are recorded as no.

Have you signed all the resolutions?

Commissioner Byrne: No.

Corporation Counsel O'Brien: I think that you ought to take all the ones that have been signed by the four Commissioners and read those and then take the ones signed by the three Commissioners.

Mayor Ellenstein: Why can't he vote aye with the reservation as to those resolutions which he has not signed?

The City Clerk: For the record it is definitely recorded as he has it on the resolution.

Commissioner Murphy: I don't think there is any question about it. I think the question involved in my mind is where you record the resolutions as a whole as being read by everybody saying aye and then later comes the question involved where the record shows contrary to the motion as a whole.

The City Clerk: I don't record that motion that way. This final roll call is not recorded.

Commissioner Murphy: Of course, that may be all right.

Mayor Ellenstein: Is there any objection to voting aye with the reservation, with the exception of those resolutions which I have not signed, from then on. You say with the usual reservations.

The City Clerk: This girl is here only to aid my memory. That is all

she is here for. She gives me notes of what transpired here and then I make up my minutes.

Commissioner Byrne: What is the use of taking a roll call if I vote aye and voted no on the resolution?

The City Clerk: To show those resolutions that were brought up.

Corporation Counsel O'Brien: I think you ought to check them over where all four voted aye. Read those over.

Commissioner Byrne: I voted this way. I don't want to be voting if it is illegal.

Mayor Ellenstein: What is the difference? We are all together.

Commissioner Byrne: Legal or illegal. Are we doing it the correct way?

Corporation Counsel O'Brien: I think that in order to have the record right if you are voting no on a particular resolution that you should not vote aye on a batch of resolutions including that because that includes aye on that and it contradicts. I think the thing to do is take the resolutions that have been voted for favorably and read those in one batch.

Commissioner Murphy: For the time being today the vote being recorded, I consider that an actual legal opinion.

Corporation Counsel O'Brien: What?

Commissioner Murphy: What you just said.

Corporation Counsel O'Brien: I said you would be safe in following that procedure, yes. It is legal. What you mean is whether or not

each resolution should be voted upon separately.

Commissioner Murphy: I refer to the vote. You say that we are safe, that we are legal to vote on the bulk or once we separate the resolutions—

Corporation Counsel O'Brien: I haven't made an exhaustive check.

Commissioner Murphy: Suppose you give us an opinion.

Corporation Counsel O'Brien: If you want an opinion on it I will give it to you. My offhand opinion is that it is perfectly proper for you to vote on them as a bulk. In order to have your votes correct on that call on a batch where you have all voted aye.

Commissioner Murphy: Sooner than drag it out let the Corporation Counsel render an opinion.

Mayor Ellenstein: Then as in the past 80 per cent. of the cases the Commissioners don't even reply to the roll call. What record do you make of that?

Corporation Counsel O'Brien: In the event that the Commissioner does not respond to the roll call his vote should be recorded as aye on that resolution if he is present in the room.

Mayor Ellenstein: The Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy

Commissioner Murphy: Aye on those I signed. No on the others.

The City Clerk: Mayor Ellenstein.

Mayor Ellenstein: Aye.

The following communication was received and read:

RALPH A. VILLANI
ATTORNEY AT LAW
Newark, N. J.

August 5th, 1940.

Hon. Meyer C. Ellenstein,
City Hall,
Newark, New Jersey.

Dear Mayor:

I am grateful to you and sincerely appreciate the fact that on Wednesday, June 12th, 1940, you sponsored my appointment to the Tax Board of the City of Newark and were supported by Commissioner Franklin, whose action I also appreciate. I was perfectly willing to serve the City of Newark to the best of my ability and to justify your confidence in me and, therefore, I was sworn in on June 13th, 1940, and appeared at the meeting of the Tax Board on Friday, June 14th, 1940, to assume my duties.

I had hoped that there would be no further opposition from Directors Murphy and Byrne, and was very much surprised when I was served with papers indicating that proceedings had been instituted.

While it is probably the fact that my appointment was perfectly legal and would probably be sustained by the Supreme Court, nevertheless, the situation, as it appears, is that the matter could probably not be argued before October and would, in all probability, not be decided for several months thereafter. I would, therefore, be unable to serve on the Tax Board with full confidence on the part of

the public that my acts are legal for many months to come, and further, I would not desire to collect a salary for services which I did not render.

Under the circumstances, a member of the Tax Board should be one whose acts are not legally in question, and deprecating the fact that my appointment has become a bone of contention between the Commissioners, I feel that I ought not to allow myself to become the subject of further litigation between the City and its Commissioners and, therefore, deem it for the best interests of all concerned that I do not continue as a member of the Tax Board. I, therefore, hereby resign as a member of the Tax Board.

Thanking you again for your personal courtesy and consideration, I remain,

Sincerely yours,
Ralph.

Mayor Ellenstein: What is the disposition of the Commission to the resignation?

Commissioner Byrne: I move it be accepted.

Mayor Ellenstein: All in favor of the motion signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: I personally don't believe that the appointment

was a legal appointment but I will say aye.

Mayor Ellenstein: The Clerk is ordered to make a copy of that resignation and return the original to me.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Carol De Palma (Samuel Pashkow, owner); for the establishment and operation of a retail ice depot in a 1st business district; premises 251 Walnut Street; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Charles Elliot Campbell, 194 Walnut Street: I am a real estate broker and appraiser. I live on Walnut Street. I want to re-open the case of a permit for an ice station at Jefferson and Walnut station. Since the Board granted it, we have just had a stabbing affair with an ice pick. The party who maintains it also has a fish store there.

Mayor Ellenstein: Is that the application before the Commission now?

Mr. Campbell: Yes. The Department was called down there last Wednesday

after this permit was granted. We don't want stabbing with ice picks, which we have. It is detrimental to every piece of property in the neighborhood. There will be tax appeals on account of it. We have been trying to get rid of menaces in the city.

Mayor Ellenstein: Did you appear before the Zoning Board?

Mr. Campbell: I did but they are afraid to do anything down there, afraid to get stabbed. They don't like the knife. This is right near the hospital, within two hundred feet from St. James Hospital, right near St. James Church.

Mayor Ellenstein: Does the hospital object?

Mr. Campbell: No, there is nobody down to object. I represent a lot of tax appeals.

Mayor Ellenstein: You say there are odors.

Mr. Campbell: From the fish store, yes. You can't even attend to the fish store. We don't want to have them on Sunday. You see crowds and things around there.

Commissioner Byrne: Fish and ice dock or just ice?

Mr. Campbell: He has got a fish place.

Commissioner Byrne: Does he want to get the ice dock to keep the fish on?

Mr. Campbell: No. There has been a stabbing. The case is in the Hospital. It is my friend, my neighbor.

Mayor Ellenstein: What's his name?

Mr. Campbell: Mazella. He is in a dying condition. We don't want anything like that in the neighborhood. Please re-open the case and stop them from having a condition of that kind.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: I ask that action on this be deferred for one week.

Commissioner Murphy: I second the motion.

Mayor Ellenstein: The motion has been made and seconded that action on this matter be deferred for one week subject to investigation. All in favor of the motion signify by saying aye, contrary no.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tube Reducing Corporation, owner; for the construction of an addition to present factory in a 1st industrial district; premises 24-38 Grafton Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application.

Mr. Louis J. Beers, 744 Broad Street: Mr. Mayor, I believe the

Board is familiar with the objection to the noises that emanate from this Tube Bending Company and why all of these people are here and many more have left because they have been with me from eleven o'clock this morning. I suppose the thing to do is call the witnesses as speedily as possible and let the witnesses say what the objections are.

Speaking on the Tube Reducing application:

Mr. Louis J. Beers, Mr. Del Guizo, Mr. Keller, Mr. Arch Wood, Mr. Foosner, Mr. Baker, Helen Ritter, Fred Hughes, Mr. Rude, Mr. Danek, Mrs. Kude, Miss Kirk, Mrs. Fischer, Carl Fisher, Florence Wright, Joseph Paine, Raymond G. Vogler, Mrs. L. Ott, Mrs. McGuinness, Mr. Holman, Mr. Dayton Caufield, Herbert Catenacci, Mr. Joy, Fred Bowers, Pasquale Cheset, Herman Brans.

Mayor Ellenstein: Suppose we interrupt this and go back to the resolutions.

Commissioner Byrne offered the following resolution:

(The Clerk then read the resolution pertaining to the Centre Market.)

WHEREAS, The City of Newark did on July 7, 1939 enter into a lease with the Casey Jones School of Aeronautics, Inc., for the top floor of the Centre Market Building, at 80-92 Mulberry Street, for a term of three years commencing August 25, 1939, and ending at midnight August 24, 1942, at a rental of \$12,000.00 for each of the years of said term; and,

WHEREAS, the said tenant, Casey Jones School of Aeronautics, Inc., requires additional space to meet the requirements of a contract with the United States Government in the training of certain personnel of the Army as aviation mechanics and aeronautical engineers, and desires to lease the first floor of the said Centre Market Building, in addition to the top floor, and agrees to pay the sum

of \$20,000.00 per year for the period to commence September 25, 1940, and to terminate on August 24, 1942, and to execute a new lease, to be inclusive of both of the said floors, which would be at the rental of \$32,000.00 per year; such tenancy to be terminated by either party upon sixty (60) days' notice, in writing, and the tenant to pay \$5,000.00 cash, in addition to the present \$2,000.00 cash now held by the City as a guaranty for the faithful performance by the tenant of all the covenants and conditions of the lease, and which \$7,000.00 is to apply to rent that may become due and payable during the last three months of the term of the lease, to the extent thereof;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to enter into a lease with the Casey Jones School of Aeronautics, Inc., which shall be inclusive of the top floor and the first floor of the Centre Market Building, known as 80-92 Mulberry Street, for the period beginning September 25, 1940, and ending at midnight August 24, 1942, at a rental of \$32,000.00 per year; the terms and conditions to be similar to those contained in the lease dated July 7, 1939, except that paragraph 20 of said lease shall be changed to provide for sixty days' notice to terminate the lease instead of ninety days' notice set forth in said paragraph, and as otherwise may be necessary to conform to the new leasing. The lease shall be in form approved by the Law Department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

(Tube Reducing application discussion resumed.)

Mayor Ellenstein: The motion has been made and seconded that the matter be deferred for one week. All in favor of the motion signify by saying aye; contrary no.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The five resolutions which are introduced by Director Murphy and have been for the past weeks are being presented and will be considered as though they had been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioner Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning divisions in the department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: We will now proceed with the presentation of candidates to fill the vacancy on the City Commission.

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call to roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Thomas Guthrie having received one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia

having received but two votes is declared not elected.

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I now present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will now present the name of Ralph Villani. As many as are in favor of Mr. Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

I present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill

the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

I present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Board?

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

.....
.....
.....
.....

The Board of Commissioners of
The City of Newark, New Jersey.

City Clerk.

Newark, N. J., August 14, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An ordinance requiring all Contractors with the City of Newark to employ their employees at prevailing wages and conditions of labor.

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN:

1. That all contracts hereafter made by or on behalf of the City of Newark or any of its departments or sub-divisions with any corporation, person or persons for the performance of any kind of work or the sale, furnishing or delivery of any material or

supplies of any nature shall contain a provision that the laborers, workers and mechanics engaged in said work or in the manufacture, sale or delivery of said material or supplies shall not work more than eight hours in any one day while so engaged; and that the said laborers, workers and mechanics shall be paid the prevailing rate of wage for the type of work to be done in the territory in which it is or is to be performed, and shall contain a further provision that the violation of the foregoing provision shall constitute a breach of the contract, and that the said foregoing provision shall be considered to be a contract for the benefit of said workers, laborers and mechanics upon which said laborers, workers and mechanics shall have the right to maintain action for the difference between the prevailing rate of wage and the rate of wage actually received by them; and all such contracts shall contain the further provision that in case any dispute arises as to the amount of the prevailing rate of wage, said dispute shall be referred to the Commissioner of Labor of the State of New Jersey or to such person as will be designated by said Commissioner of Labor as an arbitrator to settle said dispute, the parties to be bound by the decision of such arbitrator.

2. This ordinance shall apply to all contracts as defined in Section 1 hereof, whether oral or in writing.

3. All advertisements for bids and all specifications in pursuance of any law requiring the advertisement for bids shall including specific reference to this ordinance and shall contain a copy of section 1 hereof.

4 This ordinance shall take effect

immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that August 28, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ZONING ORDINANCE OF THE CITY OF NEWARK," adopted January 8, 1930.

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the First Residence District as shown on the Zoning Map so as to include the area described as follows

Beginning at a point in the northerly line of Keer Avenue distant 100 feet east of Maple Avenue; thence westerly along Keer Avenue for a distance of 100 feet; thence northerly along Maple Avenue approximately 50 feet; thence easterly and parallel with Keer Avenue 100 feet; thence southerly approximately 50 feet to the point of beginning,

and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment, be and the same is hereby changed so as to include within the First Residence District the area above described.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that August 28, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance on information, and moved that it be taken up on first reading on August 28th:

An Ordinance requiring the use of the Union Label on all stationery and printing.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance having been introduced for information is not advertised in the manner prescribed by law, and will receive a public hearing two weeks from today, on August 28th.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of Seven Hundred Fifty Thousand and Sixty Dollars (\$750,060.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Sinking Fund and Interest \$750,060.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand One Hundred Seventy-nine Dollars and Twenty Cents (\$5,179.20) be and the same is hereby appropriated to persons named on the annexed

certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Year's
Taxes Granted by State
Board of Tax Appeals
(1939)\$ 5,156.15

Remissions—Prior Year's
Taxes Granted by State
Board of Tax Appeals
(1939) 23.05
\$ 5,179.20

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-two Thousand Fifty-seven Dollars and Seventy-six Cents (\$72,057.76) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$ 128.84
Tax Board—Assessors Division 732.35
Tax Receiver—Addressograph Division 3.20
Cost of Bond Issue 1,248.86
Technical School 19,250.00
Pension Funds (Fire and Police) 50,000.00
Reserve for Overpayment
Tax Receiver 79.28

Reserve for Overpayment, Comptroller	615.23
	<hr/> 72,057.76

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand One Hundred Thirty-one Dollars (\$3,131.00) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Cost of Bond Issue	\$3,131.00
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Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Twenty-seven Thousand, Four Hundred and Two Dollars and Eighty-nine Cents (\$27,402.89) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 16,475 64
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Police Division WPA	1,171.20
Reserve for Liabilities, Police Division WPA	1,503.50
Fire Division	7,983.05
Fire Division (WPA)	58.00
Police Courts	211.50
	<hr/> \$ 27,402.89

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Nine Thousand Five Hundred Fifty-one Dollars and Fifty-eight Cents (\$9,551.58) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 4,732.84
Camp Newark (City Home)	2,486.74
Bureau of Baths	1,639.00
Band Concerts	693.00
	<hr/> \$ 9,551.58

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED: By the Board of Com-
missioners of the City of Newark that
the sum of Three Thousand Eight
Hundred Thirty-two Dollars and Ten
Cents (\$3,832.10) be and the same is
hereby appropriated to the City Treas-
urer, same being the weekly payrolls
of the Department of Parks and Pub-
lic Property for weeks ending August
7th and August 10th, 1940, as follows:

Shade Tree	\$ 2,483.10
Public Buildings	1,350.00
	<hr/>
	\$ 3,832.10

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Com-
missioners of The City of Newark,
that the sum of Four Thousand Three
Hundred Fifty Dollars and Ninety-
four Cents (\$4,350.94) be and the
same is hereby appropriated to the
persons named on the annexed certi-
fied list, same being the bills and
claims of the Department of Parks
and Public Property, as follows:

Director's Office	\$ 26.23
Printing and Stationery—	
Dedicated Revenue	252.11
Printing and Stationery—	
Miscellaneous Adv.	57.07
Public Buildings	3,114.76
Smoke Abatement	22.78
Weights and Measures	56.00
WPA Project 7206-7	19.00

Shade Tree	394.99
WPA Project 3-7-1095	62.20
Central Purchase	345.75
	<hr/>
	\$ 4,350.94

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED: That the sum of Thir-
ty-seven Thousand Eight Hundred
Forty-five Dollars and Four Cents
(\$37,845.04) be and the same hereby
is appropriated to the persons named
as per certified list attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs, as follows:

City Treasurer, weekly payroll,
Period Ending August 7, 1940.

Port Newark Operations	\$ 1,954.20
Bureau of Motors	2,557.91
Bureau of Streets	2,146.93
Bureau of Sewers	871.86
House Sewer Connections..	544.98
Bureau of Street Cleaning	19,502.29
Street Construction	1,117.13
Bureau of Water	9,149.74
	<hr/>
	\$ 37,845.04

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Seven Hundred Fourteen Dollars and Seventy-eight Cents (\$4,714.78) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Hayes Park East (WPA Project 6069-7)	\$ 579.99
Swimming Pool Construction, Hayes Park West (WPA Project 6069-7) ..	372.84
Swimming Pool Construction, Boylan Street (WPA Project 6069-7)	332.34
Swimming Pool Construction Clifton Avenue (WPA Project 6069-7) ..	379.41
City Planning (WPA Project 7215-0)	38.10
Street Construction (WPA Project 6926)	3,012.10
	<hr/>
	\$ 4,714.78

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Twenty-three Thousand Six Hundred Thirty Dollars and Forty-three Cents (\$23,630.43) be and the same hereby is appropriated to the persons named

as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Consolidated NYA Applications (Community Center)	\$ 400.00
NYA Garment Project (WPA Project 19-2EN-42)	50.00
Home Making NYA Project WPA Project 76-7	250.00
Museum Extension (WPA Project 4510-O-A)	300.00
Household Workers Training (WPA Project 5183-A)	100.00
Furniture and Metal Work (WPA Project 5209-A)....	400.00
City Wide Clerical Project (WPA Project 5218 A & 5226A)	300.00
Toy Mending (WPA Project 7050-0)	200.00
City Planning, WPA Project 7215-0)	2.00
Street Construction (WPA Project 6926)	16,274.71
Swimming Pool Construction (Hayes Park East)	2,813.56
Swimming Pool Construction (Hayes Park West)	1,449.00
Swimming Pool Construction (Boylan Street)	307.53
Swimming Pool Construction (Clifton Avenue)	67.50
Sewer Construction (WPA Project 6951-7)	716.13
	<hr/>
	\$ 23,630.43

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred Ninety-eight Dollars and Sixty-nine Cents (\$398.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$250.22
Streets	14.50
Street Construction	
(WPA Project 6926)	10.96
Street Cleaning	12.00
Port Newark Operations	41.22
Public Lighting	5.00
Motors	5.00
City Planning	
(WPA Project 7215-0)	26.08
Toy Mending	
(WPA Project 7050-0)	21.71
House Sewer Connections	7.00
Sewers	5.00
	<hr/>
	\$398.69

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-five Thousand Three Hundred

Thirty-eight Dollars and Twenty-four Cents (\$95,338.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$ 75.00
City Clerk	164.00
Newark Museum	9,062.50
Free Public Library	48,354.17
Joint Outlet Sewer	
Maintenance	4,618.36
Water (Reserve for Liabilities)	1,988.50
Water	31,075.71
	<hr/>
	\$ 95,338.24

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of August, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

SHADE TREE

The service of Benjamin Krusch, temporary Plasterer-Mason, terminated August 2, 1940.

The services of Alfonse Gialanella,

temporary Plasterer-Mason, terminated August 1, 1940.

PUBLIC BUILDINGS

The services of Thomas Celentano, temporary Elevator Operator, terminated August 16th, 1940.

Benjamin Krusch, temporarily appointed Plasterer-Mason, effective August 8, 1940, at the prevailing wage of \$14.50 per day.

Marguerite Dow-Dell, temporarily appointed Telephone Operator for a period of two weeks, effective August 19th to August 31st, 1940, at a salary of \$20.00 per week.

CENTRAL PURCHASE

Thomas Celentano, permanently appointed Laborer at a salary of \$1,500.00 per annum, effective August 16th, 1940.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

SHADE TREE

Benjamin Radice, Laborer, 12 days, starting August 12, 1940.

Joseph Ilaria, Laborer-Tree Climbing, 12 days, starting August 15, 1940.

Louis Del Virginia, Laborer-Tree Climbing, 12 days, starting August 15, 1940.

William A. Zeitler, Laborer-Tree Climbing, 12 days, starting August 15, 1940.

Lawrence Petite, Laborer-Tree Climbing, 12 days, starting August 15, 1940.

Sylvester Romano, Laborer, 12 days starting August 15, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for the following material and work, to wit:

Furnishing and installing in North and South End of Harrison Park, Newark, New Jersey:

Approximately 400 feet of 2" galvanized pipe with 6 outlets for 1" hose and with 2 bleeders for draining water from this line,

and Benj. Cohen is the lowest responsible bidder, at price of Two Hundred Sixty-five Dollars and Fifteen Cents (\$265.15);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid Director is hereby authorized to contract with Benj. Cohen for work and material aforesaid, for the sum of \$265.15, subject to all requirements of State laws and city ordinances governing municipal contracts; and according to the specifications on file in the office of the said Director. The contract shall be particularly subject to the 8-hour day and prevailing wage scale law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department
of Central Purchase, be and it hereby
is authorized and directed to advertise
for sealed proposa's for furnishing
and delivering Standard and Flat
Base Reinforced Concrete Pipe.

Bids to be received on such date
and at such time as it shall in said ad-
vertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr.,
Director of the Department of Parks
and Public Property is the sponsor
of National Youth Administration
Project No. 119-0-99 for the opera-
tion of a State-wide warehouse and
garage, which provides for the em-
ployment of 129 youth between the
ages of 18 and 25 years taken from
the relief rolls of the City; and

WHEREAS, said project has been
located in Centre Market, which space
is now required by the City for other
purposes; and

WHEREAS, in said project applica-
tion the sum of \$2,500.00 is set up as
a sponsor's contribution to provide
rent, heat, light and power; and

WHEREAS, John Morning of the
City of Newark is the owner of the
building located at 38-40 Norfolk
Street, in the City of Newark, which
building contains approximately 5,000
square feet of floor space which is
suited for the operation of said pro-
ject, and has agreed to temporarily

lease said building to the City of
Newark on a month to month basis,
until sufficient time may be had to
secure other space that may be more
desirable and at a lower rental; this
space is required now due to the fact
that the space presently occupied in
Centre Market must be vacated imme-
diately;

THEREFORE BE IT RESOLVED
by the Board of Commissioners of the
City of Newark that the Director of
the Department of Parks and Public
Property be and he is hereby author-
ized to enter into and execute a lease
with said John Morning for the prem-
ises hereinbefore described at a rental
of \$125.00 per month, said rental to
be paid monthly in advance from
funds appropriated in the 1940 bud-
get for the operation of National
Youth Administration Projects, said
lease to be subject to termination by
either party on thirty days notice in
writing to the other, subject to such
conditions and covenants as may be
required by said Director of the De-
partment of Parks and Public Prop-
erty and to approval as to form by
the law department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

An application by the Societa Marra
SS. Addolorato to display fireworks
August 24th and 25th at McWharter
Street and Edison Place was received
and ordered filed.

Mayor Ellenstein offered the fol-
lowing resolutions:

WHEREAS, Societa' Marra SS
Addolorato, connected with Lady of Mt.

Carmel Church, in the City of Newark, is sponsoring a fireworks display at said Church property, 176 Edison Place, Newark, in connection with the Feast Day of Marra SS Addolorato, on August 24, 25, 1940, between 9:45 and 12 A. M., and 2 and 11 P. M., and

WHEREAS, said application has been approved by the Chief of Police and the Fire Commission of the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that permission is hereby given to Societa' Marra SS Addolorato, connected with our Lady of Mt. Carmel Church, to conduct a fireworks display in connection with said church celebration, on property at McWhorter Street and Edison Place, Newark, on August 24, 25, 1940, between the hours of 9:45 and 12 A. M., and 2 and 11 P. M., on said days, as applied for, upon posting of a bond in the sum of \$3,000, as provided by Chapter 51, P.L. 1937, said bond to be approved as to form by the Law Department.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, application has been made to The City of Newark by Societa' Marra SS. Addolorato, (a non-pecuniary corporation) sponsoring a celebration of the Feast Day of Marra SS. Addolorato, under auspices of Mt. Carmel Church, on August 24, 25, 1940, at 176 Edison Place, in the City of Newark; and,

WHEREAS, a bond is required by Chapter 51, P.L. 1937, which bond has been furnished by Indemnity Co. of North America, as surety, and the form approved by the Law Department;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that said bond be and the same is hereby approved.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark:

1. That all printing and stationery hereafter purchased for the City of Newark, and for its departments, divisions, officers and employees, shall be purchased from such person or persons, partnership or corporation, whose employees producing such printing and stationery shall receive therefor wages, and have working conditions at least equal to the wages and working conditions prevailing in the territory where said printing and stationery shall be produced;

2. It is hereby declared to be the policy of the Board of Commissioners of the City of Newark that all printing and stationery hereafter purchased by the said City shall be printed and produced by workers receiving the prevailing rate of wage and conditions of labor aforesaid, and that the presence upon such printing and station-

ery of the union label shall be prima facie satisfactory proof of the receipt by such workers of such prevailing wages and conditions of labor.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein. tax amounting to \$12.37 and the 1938

Commissioner Franklin, offered the following resolution:

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that lease between Irma S. Jaburg and The City of Newark, concerning premises known as 418-426 Central Avenue, Newark, New Jersey, for the use of the Emergency Relief Department as a WPA Sewing Project, dated June 28, 1940, upon the terms in said lease more specifically set forth, a copy of which lease is attached hereto, be and the same is hereby approved; and the Director of the Department of Public Works and the City Clerk are hereby authorized and directed to execute said lease on behalf of the City of Newark upon the adoption of this resolution.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The City of Newark is the owner of premises situated and known as 114-116-118-120-122-124-126 Walnut Street, Newark, the size of the plots being respectively 19.11 x 79.7 av.; 19.6 x 81 av.; 19.6 x 82.3 av.; 19.6 x 83.1 av.; 19.6 x 83.1; 19.6 x 85.1; 20.6 x 86.10 av.; Rear 27.10; and the total assessed value for the land is \$5,700.00 which properties were acquired through foreclosure of tax titles; and,

WHEREAS, the buildings being in an unsafe condition, the Superintendent of Buildings advised that they be demolished; and,

WHEREAS, the Director of the Department of Parks and Public Property did advertise for the demolition thereof, the highest bid offered being in the sum of \$202.50 but he has not awarded any contract therefor; and,

WHEREAS, the following offer has been submitted;

257 Goldsmith Avenue,
Newark, N. J.
July 31st, 1940.

Hon. Jos. M. Byrne, Jr.
City Hall,
Newark, N. J.

Gentlemen:

I am willing to lease the following properties which are in your department located at 114-116-118--120-122-124-126 Walnut Street, for the term of three years and to rehabilitate them. The rental will be \$600.00 per year payable monthly in equal installments. The properties are in a very poor condition and I can do this type work having done it before, with the Fidelity Union Trust Co. and it worked out very nice.

We will put the buildings in good shape to comply with all the existing rules and regulations pertaining

thereto We also expect to spend \$5,000 for this work and will begin work as soon as deal is consummated.

The lease is to be for a term of three years with an option to purchase same for \$6,000 and with a clause that I can take title any time during the term of the option, upon full performance of the option.

The properties are to be leased by Madeline and Louis Daitch. (husband and wife.)

Enclose find check for \$100.00 to show good faith.

Yours very truly,
Louis Daitch."

and,

WHEREAS, the said Director of the Department of Parks and Public Property deems the offer advantageous to the City; and,

WHEREAS, under paragraph (c) of Section 40:60-26, it is provided as follows:

"*** the governing body of any municipality may sell any such properties at private sale, as follows: Upon any offer being made by any person to the municipality to purchase any such property, the said offer shall be submitted to and considered by the governing body thereof at a regular or special meeting, and said governing body may then reject said offer, or may approve the same subject to final approval at a further public meeting of said governing body not less than ten days after said first meeting. Notice of the said further meeting of the governing body, containing said offer of purchase with a description of the land to be sold, the price thereof and the terms and conditions of said sale, shall be published at least once in a newspaper circulating in said municipality, not less than two days or more than ten

days before said further meeting; and at said further meeting the said offer to purchase said property shall be considered by the governing body which may then reject the same, or may confirm and ratify said sale under said terms and conditions, or a modification thereof; provided, that no higher price or better terms shall then be bid for said property by any other person; and said governing body may then authorize the proper officers thereof either to execute a formal agreement of sale with the purchaser which shall be binding upon said municipality and upon the purchaser, or may authorize the proper officers to make a deed of conveyance to said purchaser, as the case may require."

and,

WHEREAS, as a further part of the aforesaid offer, it is understood and agreed that the offer shall include the condition that the same includes the assumption by the offerer to pay all water charges and to maintain fire insurance and public liability insurance; and that before the same are occupied for any purpose, the buildings shall be put in a safe condition and proper repair, and to so maintain them as shall be required by the Superintendent of Buildings and the Director of Parks and Public Property;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid offer, as further conditioned, is approved, subject to the requirements of the above cited provision of the State law, and subject to final approval at the regular meeting of this Commission, to be held on August 21, 1940, and in accordance with the law the Director of the Department of Parks and Public Property is directed to advertise the offer in the manner required by law

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, that Resolution No. 8095, adopted by the Board of Commissioners on July 24, 1940, be and the same is hereby rescinded.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Federation of the Italian War Veterans in the U.S.A., 211 Littleton Avenue, Newark, New Jersey, filed a renewal application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 14, 1940, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of One Hundred and Fifty Dollars (\$150.) at the time of the filing of said application; and,

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said renewal license to the said Federation of the Italian War Veterans in the U. S. A., for the period of 1940-1941; and deducted ten per cent. (10%) of said deposit for investigations fees; and,

WHEREAS, the said Federation of

the Italian War Veterans in the U. S. A. is now entitled to a refund of One Hundred and Thirty-five Dollars (\$135);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said sum of One Hundred and Thirty-five Dollars (\$135.) be and the same is hereby ordered paid to the said Federation of the Italian War Veterans in the U. S. A., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Federation of the Italian War Veterans in the U. S. A. the said sum of One Hundred and Thirty-five Dollars (\$135.) for the reason hereinbefore set forth.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The City of Newark is the owner of premises at 10-12 Hunterdon Street, consisting of vacant lot, Block 1836, Lots 39 and 40, approximate measurements 37 feet 8 inches on Hunterdon Street., thence S 62 degrees 30 minutes E. 100 feet., Th N 27 degrees 30 minutes E 3 feet 3 inches, Th N 41 degrees 30 minutes W 24 feet 9 inches, Th N 44 degrees 10 minutes W 80 feet 7 inches to P. O. B.

WHEREAS, the Director of the Department of Parks and Public Property recommends that the said premises be offered for sale;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director is hereby authorized to advertise aforesaid property for sale in manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark is the owner of premises situated and known as 114-116-118-120-122-124-126 Walnut Street, Newark, the size of the plots being respectively 19.11 x 79.7 av.; 19.6 x 81 av.; 19.6 x 82.3 av.; 19.6 x 83.1 av.; 19.6 x 83.10; 19.6 x 85.1; 20.6 x 86.10 av.; Rear 27.10; and the total assessed value for the land is \$5,700.00; which properties were acquired through foreclosure of tax titles; and,

WHEREAS, the buildings being in an unsafe condition, the Superintendent of Buildings advised that they be demolished; and,

WHEREAS, the Director of the Department of Parks and Public Property did advertise for the demolition thereof, the highest bid offered being in the sum of \$202.50, but he has not awarded any contract therefor; and,

WHEREAS, an offer has been submitted to the Director to lease said premises for three (3) years, with option to purchase, conditioned that the buildings will be made safe and habitable at the cost of the lessee, and in manner approved by the Superintendent of Buildings of the City of Newark and the Director of the Department of Parks and Public Prop-

erty; and the lessee also to maintain and pay costs of fire and public liability insurance, and all water charges, and to keep in good repair during the term of the lease after being put in safe and habitable condition; and,

WHEREAS, the Director of the Department of Parks and Public Property recommends that offers be solicited for lease and sale aforesaid, on terms and conditions stated;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director of the Department of Parks and Public Property be and he is hereby authorized to advertise accordingly, in manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8096, dated July 24, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it.

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertise-

ment for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

S. H. GROSSMEN, INC.—Newark,
N. J.

One (1) or more of any or all Dodge
Motor Parts:

"A" Parts — 30% off list;
"B" Parts—20% off list; Accessories — 30% off list; Miscellaneous Parts—20% off list. List on file in the Department of Central Purchase.

MACK INTERNATIONAL MOTOR
TRUCK CORPORATION—
Newark, N. J.

One (1) or more of any or all Mack
Truck Parts — as per discounts
shown on schedule on file in the
Department of Central Purchase

SMITH TRACTOR & EQUIPMENT
COMPANY—Irrington, N. J.

One (1) or more of any or all "Cat-
erpillar Tractor" Parts—as per net
list attached to bid and on file in
the office of the Department of
Central Purchase.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No 8096 and 8145, dated July 24 and July 31, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

STANDARD BITULITHIC COM-
PANY—Newark, N. J.

Approx. 3,400 tons Sheet Asphalt
Binder Mixture @ \$3.60 ton.

Approx. 3,000 tons Fine Aggregate
Asphalt Conc. Mixture @ \$3.85 ton.

Approx. 500 tons Grade "J" Broken
Stone—Hot @ \$3.45 ton.

DOSCH-KING COMPANY—
Whippany, N. J.

Approx. 30,000 gal. Refined Tar Ce-
ment, delivered and applied to va-
rious streets @ .094 gal.

FRANK J. CASEY—Newark, N. J.

Approx. 50,000 Vitrified Brick Traffic Markers @ \$65.00 M.

McCAFFREY CONTRACTING COMPANY—Newark, N. J.

Approx. 5,350 cu. yds. Cinders @ 88 cu. yd.

F. BOWDEN COMPANY—
Newark, N. J.

Approx. 2,500 lin. ft. 12" Vitrified Pipe @ .634 ft.

Approx. 12,000 bags Regular Portland Cement, carload delivery to City Asphalt Plant @ .5269 bag.

ARMORED CONCRETE CORPORATION—Newark, N. J.

Approx. 2,000 lin. ft. Radial Metal Curb 8" deep @ \$1.25 foot.

Approx. 50 10" Manhole Heads and Covers @ \$23.50 each.

Approx 10 8" Manhole Heads and Covers @ \$23.00 each.

JOHN P. CALLAGHAN, INC.—
Harrison, N. J.

Approx. 4,000 cu. yds. 1:2:4 Concrete with Grade C or E Stone and Regular Portland Cement @ \$5.59 cu. yd.

Approx. 500 cu. yds. 1:2:4 Concrete with Grade C. or E Stone and H. E.S. Portland Cement @ \$6.04 cu. yd.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 12,000 bags Regular Portland Cement, truck delivery .55 bag.

Approx. 3,500 cu. yds. Concrete Sand, truck delivery @ \$1.20 cu. yd.

Approx. 2,000 cu. yds. Grade E Broken Stone Aggregate, truck delivery @ \$1.60 cu. yd.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7463, dated May 1, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

THE NURKIN PRESS—Newark, N.J.
(Public Works)

Printed forms for Relief Administration, at unit prices shown on list on file in the Department of Central Purchase, in the total sum of \$855 50

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8041, dated July 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

THE FLEXIBLE COMPANY—
Loudonville, Ohio.

One (1) Ambulance with special built body, as per specifications @	\$3,667.50
Allowance: Reo Ambulance....	100.00
	<hr/>
	\$3,567.50

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7812, dated June 12, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

NEWARK BUICK CORPORATION—
Newark, N. J.

One (1) 8-cylinder 4-door Sedan, painted white and lettered as directed	\$1,277.00
ALLOWANCE	
1933 De Luxe Chrysler Coupe	187.00
	<hr/>
	\$1,090.00

Jos M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

The items submitted herein have been audited by the Auditing Department and appear on regular certified list of bills submitted for approval. The purpose of this resolution is for departmental record, and constitute a duplication.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved:

Director's Office

Bennett Oil Co., gasoline and oil	\$ 14.28
City Treasurer, postage	12.00

Printing and Stationery— Miscellaneous Advertising

Newark Evening News. Miscellaneous Advertising	49.63
Newark Star Ledger— Miscellaneous Advertising	7 44

Public Buildings

Insurance Fund Commission, Fire Insurance	396.75
International Business Ma- chine Co., clock parts	1.73
Max S. Kotler, locks and keys	5.60
M. Lakind, furnishing and installing glass	5.00
N. J. Bell Telephone Co., telephone service	768.86
City Hall Switchboard	
N. J. Bell Telephone Co., Direct Wires	112.38
N. J. Commission for the Blind, repairing furniture	3.50
Eddie Speiss, repairing clock..	5.00

Smoke Abatement

Bennett Oil Co., gasoline, oil, etc.	13.08
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Weights and Measures

Bennett Oil Co., gasoline, oil etc.	16.05
Superior Garage of Newark, Inc., storage and car service ..	39.95

Shade Tree

Carl Bannwart, incidental ex- penditures	5.39
Cornelius J. Cronin, trans- portation and calls	5.00
Wm. C. Hicks, transportation and calls	3.00
Insurance Fund Commission, Auto Repairs	25.98
Insurance Fund Commission, Medical compensation	73.00
Walter R. MacPherson, trans- portation and calls	5 00

Solomon Newbarth, transportation and 'phone calls	5.00
N. J. Bell Telephone Co., Service at Nursery	5.00
Public Service Elec & Gas Co., current	12.98
Andrew J. Sweeney, transportation and calls	5.00
Hugh P. Sweeney, transportation and calls	5.00
Patrick H. Tansey, transportation and calls	5.00
Bennett Oil Co., gasoline, oil, etc	139.34
Central Purchase	
Bennett Oil Co., gasoline and oil	40.24
City Treasurer, postage	221.51
Jersey Central Garage, storage	8.00
Jos. M. Byrne, Jr. M. Ellenstein Vincent J. Murphy Pearce R. Franklin	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that Resolution No. 7366 adopted by the Board of Commissioners at their regular meeting held on April 19, 1940, be and the same is hereby rescinded insofar as it affects the salary increase granted one Alice S. Cook, Health Nurse, in the Bureau of Health, Department of Public Works.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

The following communication was received and read:

"BOARD OF ADJUSTMENT
Newark, New Jersey

August 13, 1940.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

408-426 Carnegie Avenue; Hyman Halpern; in a 2nd industrial district the construction and operation of a gasoline station including lubricatorium, automobile laundry and repair shop; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years; (No objectors);

*456 Lyons Avenue; Vincent Zambollo; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 26, 1942;

*111-121 Hudson Street; Herdman Motor Co.; renewal of permit for automobile sales station; such use to be limited to the period of five years ending August 8, 1945;

*29-33 Broome Street; Theodore A. Suggs; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 28, 1941;

311 New Street; William A. Weisman; in a 1st industrial district the establishment and operation of an automobile sales station; same to be operated and maintained in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of one year;

*23-29 Essex Street; Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 26, 1941;

*61-63 Plane Street; Robert C. Grady; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 11, 1941;

*247 Central Avenue; Ed Morgans; renewal of permit for automobile sales station; such use to be limited to the period ending May 10, 1941;

*440 Fifteenth Avenue; Grace DiGeso, owner; renewal of permit for the manufacture of children's dresses; such use to be limited to the period of three years ending July 19, 1943;

777-783 Broadway; Fred Schwaner; in a 2nd business district alteration and addition to existing diner and parking for customers only; same to be in accordance with the plans filed with this Board; such use to be limited to period of one year;

*10-14 Orchard Street; Henry C. Vander Roest, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 11, 1941;

29 Vincent Street; Patrick J. Gerrity, Jr., owner; in a 3rd residence district insufficient side yard for a two-story dwelling, same to be moved to these premises: (No objectors);

203-209 North Twelfth Street; Electrical Service Control Inc.; in a 1st business district the construction and manufacture of electrical control apparatus. (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Ordered filed, copy to be sent to each commissioner and further action postponed to August 21, 1940.

The City Clerk: I have a communication under date of August 13, over the signature of Russell B. Rankin, secretary of the Board of Adjustment, referring to this Board thirteen matters, eight of which are renewals and on three of which there have been requests for a suspension of the rules.

Mayor Ellenstein: Were there any objectors on those three?

The City Clerk: No, there were no objectors on those.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Vincent Zambollo (Minahan Realty Co., owner); for the renewal of permit for retail ice depot; premises 456 Lyons Avenue; such use to be limited to the period of two years ending June 26, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Herdman Motor Co. (Central-Hudson Realty Co., owner); for the renewal of permit for automobile sales station; premises 111-121 Hudson Street; such use to be limited to the period of five years ending August 8, 1945;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Theodore A. Suggs (Schachtel Brothers Holding Co., owner); for the renewal of permit for automobile parking station; premises 29-33 Broome Street; such use to be limited to the period of one year ending July 28, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Weequahic Building & Loan Association, owner); for the renewal of permit for automobile parking station; premises 23-29 Essex Street; such use to be limited to the period of one year ending August 26, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert C. Grady (Florence P. Eggleton, owner); for the renewal of permit for automobile parking station; premises 61-63 Plane Street; such use to be limited to the period of one year ending August 11, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ed Morganstern (Henry Metzger, owner); for the renewal of permit for automobile sales station; premises 247 Central Avenue; such use to be limited to the period ending May 10, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered

the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Grace Di Geso, owner; for the renewal of permit for the manufacture of children's dresses; premises 440 Fifteenth Avenue; such use to be limited to the period of three years ending July 19, 1943;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Henry C. Vander

Roest, owner; for the renewal of permit for automobile parking station; premises 10-14 Orchard Street; such use to be limited to the period of one year ending August 11, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Hyman Halpern (Atlas Oil Company, Inc., owner); for the construction and operation of a gasoline station including lubricatorium, automobile laundry and repair shop in a 2nd industrial district; 408-426 Carnegie Avenue;

same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Patrick J. Gerrity, Jr., owner; for the insufficient side yard for a two-story dwelling in a 3rd residence district, same to be moved to 29 Vincent Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Electrical Service Control, Inc., (Eleventh Ward Building and Loan Association, owner); for the construction and manufacture of electrical control apparatus in a 1st business district; premises 203-209 North Twelfth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of New-

ark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: At the hearing there were a number of people who came, to whom the situation was explained.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Carlo De Palma (Samuel Pashkow, owner); for the establishment and operation of a retail ice depot in a 1st business district; premises 251 Walnut Street; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: We had one objector.

Commissioner Byrne: No objectors here today?

The City Clerk: No.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tube Reducing Corporation, owner; for the construction of an addition to present factory in a 1st industrial district; premises 24-38 Grafton Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Those speaking on the resolution were: Mr. Louis Beers, Robert Hatfield, Mr. Toosaner, Herman Brams, Mr. Campbell, Mr. Rude, Mr. Del Gaizo.

Commissioner Murphy moved that the application of the Tube Reducing Corporation be laid over until next week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: It will be understood as usual that the usual resolutions presented by Director Murphy will be considered as having been read.

A resolution re-assigning divisions in the department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

Roll call: Commissioners Byrne and

Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that the Clerk of Essex County be and he is hereby requested to print upon the official ballots to be used at the next ensuing general election, to wit, the general election to be held on the first Tuesday in November, 1940, in accordance with the provisions of Revised Statutes of New Jersey, Sections 19:37-1 to 5, for submission to a vote of the electors in the municipality of Newark, the following proposition:

"The Board of Commissioners of The City of Newark desires to ascertain the preference of the legal voters of Newark as to how the City shall finance its share of the costs of certain WPA projects sponsored by the City of Newark. The voter will indicate his or her preference by marking a cross alongside either of the following:

Shall the City of Newark finance WPA costs for streets, sewers, waterline and other capital improvements by paying all in one year?

Shall the City of Newark finance WPA costs for streets, sewers, waterline and other capital improvements, by spreading payment over the life of the improvement by bond issue?

The City Clerk be and he is hereby directed to deliver a certified copy of this resolution to the said Clerk of Essex County not later than thirty (30) days before aforesaid general election.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The City of Newark, by agreement dated September 19, 1934, leased to the 200 Washington Street Corporation the premises owned by the City, situated at the southeasterly corner of Raymond Boulevard and Washington Street, for a period of twenty-one years, at certain fixed annual rentals, amount to \$293,000 for the full term of twenty-one years; and,

WHEREAS, this lease was effected through the offices of Feist & Feist, brokers, and on December 4, 1934, the City paid the said Feist & Feist the sum of \$14,650 out of rentals received; and,

WHEREAS, paragraph 29 of the aforesaid agreement contained an option for the tenant to have a further lease of ten years, on certain conditions; and,

WHEREAS, on October 9, 1935, the Waring Realty Company appeared before the Board of Commissioners and submitted a proposition for the extension of the term of the lease for a period of twenty-nine years, and a communication submitted by the War-

ing Realty Company contained the following paragraph:

"It is understood that we are to receive from the City of Newark the usual brokerage, namely, 5% of the total aggregate rental.";

and,

WHEREAS, the said aggregate minimum rental for the extended period of twenty-nine years amounts to the sum of \$621,500, and 5% of the aggregate rental aforesaid amounts to the sum of \$31,075; and,

WHEREAS, the aforesaid commission of \$31,075 is properly due the brokers for the aforesaid commission, and this is the opinion of the Law Department; and,

WHEREAS, the Waring Realty Company has demanded the payment of the sum of \$25,349.90 from the rents which had accumulated up to February 6, 1940, with a demand for the payment of the balance of \$5,725.10 when sufficient money has accumulated from the rents received to pay the same; and,

WHEREAS, there is presently available sufficient money accumulated from rentals received and in the custody of the City Treasurer to satisfy the demand for payment of the said sum of \$25,349.90 at this time;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the payment of the sum of \$31,075.; being 5% of the aggregate rentals on the extended term of twenty-nine years of the aforesaid lease between the City of Newark and the 200 Washington Street Corporation, be and the same is hereby authorized to be paid to the Waring Realty Company, as brokers in the making of the aforesaid lease for the extended term of twenty-nine years; that is, that the sum of \$25,-

349.90 shall be paid from the rents presently in hand, and the balance of \$5,725.10 when sufficient money has accumulated from rentals received to pay the same; and,

BE IT FURTHER RESOLVED, that payment under this authorization is subject to agreement made by Edward R. McGlynn, Attorney for the Waring Realty Company, to furnish the City a release or releases from Lee K. Waring Co., Frank Grad, Leo Flaster, Irving Judis, Lewis F. Hall (who has assigned to Manuel Bergman); Frank Grad & Sons, Inc., Waring Realty Company, and Feist & Feist, as their respective interests may appear, the same to be approved as to substance and form by the Law Department; there being annexed hereto a statement signed by Leo Flaster, Irving Judis, and Frank Grad & Sons, Inc., in which they authorize payment of all commissions to Waring Realty Company; also copy of an agreement between Lewis F. Hall and Manuel Bergman, in which Lewis F. Hall sells, transfers and assigns to Manuel Bergman his one-twelfth interest in the commissions; also copy of statement of February 6, 1940, from Waring Realty Company, for commissions in the amount of \$25,349.90; and,

BE IT FURTHER RESOLVED, that upon receipt of the said release, approved as to form and substance by the Law Department, the Director of the Department of Revenue and Finance be and he is hereby authorized to make payment to the Waring Realty Company according to the authorization hereinbefore contained.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Mayor Ellenstein: We will now proceed to the election to fill the vacancy in the City Commission.

Are there any presentations?

Commissioner Franklin: James Pellechia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellechia, Jr. As many as are in favor of Mr. Pellechia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellechia having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of

Mr. Mazzei being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei receiving but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Frank Conklin, Jr.

Mayor Ellenstein: Director Byrne presents the name of Franklin Conklin, Jr. As many as are in favor of Mr. Conklin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mr. Conklin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Mr. Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein Mr Hardin hav-

ing received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED.

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The Board of Commissioners of
The City of Newark, New Jersey.

.....
City Clerk.

Newark, N. J., August 21, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to rescind a resolution adopted September 20, 1934, by the Municipal Board of Alcoholic Beverage Control of the City of Newark.

The Board of Commissioners of the City of Newark do ordain:

That the resolution adopted September 20, 1934, by the Municipal Board of Alcoholic Beverage Control, which reads as follows:

"Be it resolved by the Municipal Board of Alcoholic Beverage Control of the City of Newark that pursuant to the authority vested by an Act of the Legislature of the State of New Jersey, entitled an

"An Act Concerning Alcoholic Beverages" no person or persons, partnership, firm or corporation, licensed under the above act shall sell or serve an alcoholic beverage on any primary, general, or special election day, during the hours the polls are open for voting. No place or establishment licensed under the above act shall be open during the above prohibited hours, provided, however, that restaurants, drug stores, and establishments where the principal business is other than the sale of alcoholic beverages, may remain open during the above prohibited hours for such other purpose only."

Be and the same is hereby rescinded.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that September 4, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the vacation of the west 10 ft. of Grand Avenue, formerly known as Grant Street, from the northerly line of South Orange Avenue northerly to the southerly line of Arsdale Place.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That the westerly 10 foot strip of Grand Avenue, formerly known as Grant Street, as shown 60 feet wide on a private map entitled "Commissioners' Map showing the Division of Property situated at South Orange, Essex County, N. J. between J. R. Hardenbergh and Francis S. Lathrop, Assignee, 1877," also shown on a private map entitled "Arsdale Terrace, Newark, N. J., May 10, 1904, C. M. Borrie, Surveyor"; also shown on a private map entitled "Map of Arsdale Terrace, comprising Arsdale Terrace, Munn Avenue Tract and Arthur Divine Tract, belong to Breckenridge and Tichenor, Inc., situated in the cities of Newark and East Orange, Essex County, N. J. Delineated Newark, N. J., June, 1910, Borrie & Kreiner, Surveyors," extending from the northerly line of South Orange Avenue northerly to the present southerly line of Arsdale Place now 50 feet wide, said southerly line being established by the vacation of a 10-foot strip on the southerly side of Arsdale Place, formerly known as Old Beech Street, by City ordinance adopted June 13, 1918, shall be vacated as a public street or highway.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of

the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1184-V, dated May 15, 1918. Under and by virtue of the provisions of Section 1, sub-division (b) of Article XXII of an act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory hereof and supplementary thereto.

(Revised Statutes 1937, 40:67-1 (b).)

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that September 4, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of

Twenty-three Thousand Four Hundred Seventy-four Dollars and Thirteen Cents (\$23,474.13) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance, from August 1st, 1940, to August 16th, 1940, as per annexed certified list, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,803.80
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Bookkeep- ing and Billing Division..	2,127.41
Tax Receiver—Addresso- graph Division	470.80
Tax Receiver—Counter Division	969.82
Personal Tax Arrears	1,443.09
Tax Board—Assessors Division	5,871.42
Tax Board—Surveyors Division	1,421.24
Tax Revaluation—WPA	208.33
Assessments for Local Improvements	614.57
First District Court	1,190.82
Second District Court	1,115.80
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	\$ 23,474.13

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twelve Thousand Eight Hundred Sixty-six Dollars and Thirty-two Cents (\$12,866.32) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills

and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$12,866.32

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, The the sum of Twenty-two Thousand Five Hundred Twelve Dollars and Fifty-eight Cents (\$22,512.58) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board (Assessors' Division)	\$ 478.00
Assessments Local Im- provements	45.00
Pension Funds (Board of Works Pen- sion Fund)	21,282.74
Reserve for Overpayment Tax Receiver	94.15
Reserve for Overpayment Comptroller	606.69
Treasurer's Office	6.00
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	\$ 22,512.58

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of One Hundred Seven Dollars, Ninety-six Cents (\$107.96) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$ 50.00
Municipal Board of Alcoholic Beverage Control	57.96
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	\$107.96

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED, That the sum of Two Hundred Fifteen Thousand, Eight Hundred Sixty-six Dollars and Seventy-one Cents (\$215,866.71) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from August 1st to 16th, 1940, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,387.47
Electrical Bureau	2,009.48
First Criminal and Family Courts	1,104.16

Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	128,807.48
Fire Division	78,170.68
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	\$215,866.71

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of Thirty-four Thousand Nine Hundred Forty-one Dollars and Twenty-seven Cents (\$34,941.27), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

W. P. A. Projects, No. 336-7, No. 6693-7, No. 6369	\$ 2,889.50
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Emergency Relief—Administration	7,473.73
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Bureau of Health	50.00
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Director's Office	18.05
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Law Department	150.50
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Newark City Home	777.03
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Board of Adjustment	206.30
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City Hospital (WPA Project No. 5410-7)	45.00
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Newark City Alms House	5,776.17
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Ivy Hill Power Plant	468.62
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Band Concerts	692.00
Newark City Hospital	14,021.67
Bureau of Baths	2,372.65
	<u>\$ 34,941.27</u>

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Six Thousand Four Hundred Sixty-nine Dollars and Ninety-three Cents (\$106,469.93) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of August, 1940, as follows:

Director's Office	\$ 1,548.32
City Hospital, WPA Project No. 5410-7	166.66
Bureau of Health	25,516.46
City Hospital	25,593.55
U. S. Health Sanitation Account	398.33
United States Social Hygiene Fund	306.66
Convalescent Hospital	2,020.31
Newark City Home	83.75
Newark City Home—Camp Newark	1,704.66
Public Baths .. .	5,657 16

Public Baths—Hayes Park West, Pool	1,021.36
Newark City Alms House	2,777.32
Ivy Hill Power Plant	3,248.76
Outdoor Poor Department	1,658.31
Law Department	3,832.46
Board of Adjustment	470.00

Emergency Relief—Administration	29,060.93
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Emergency Relief—Administration—WPA Projects No. 336-7, No. 4259-7, No. 5053-7	1,404.33
	<u>\$106,469.93</u>

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eighty Dollars (\$80.00) be and the same is hereby appropriated to the City Treasurer, being the reserve payroll of the Department of Public Works from May 16 to June 15th, 1939, as follows:

Bureau of Health	\$80.00
(Reserve for 1939 Liabilities)	

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED, By the Board of Com-
missioners of The City of Newark
that the sum of Three Thousand,
Seven Hundred Thirty-Three Dollars
and Twenty-Six Cents (\$3,733.26) be
and the same is hereby appropriated
to the City Treasurer, same being the
bills and claims of the Department of
Parks and Public Property for weeks
ending August 14th and August 17th,
1940 as follows:

Shade Tree	\$2,397.26
Public Buildings	1,336.00
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	\$3,733.26

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Com-
missioners of the City of Newark
that the sum of Two Thousand, Four
Hundred Twenty-four Dollars and
Ninety-five Cents (\$2,424.95) be and
the same is hereby appropriated to
the persons named on the annexed
certified list, same being the bills and
claims of the Department of Parks
and Public Property as follows:

Public Buildings	2,407.45
WPA Project No. 7070-0	17.50
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	\$2,424.95

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Com-
missioners of the City of Newark
that the sum of Fourteen Thousand,
Two Hundred One Dollars and Nine-
ty-five Cents (\$14,201.95) be and the
same is hereby appropriated to the
City Treasurer, same being the semi-
monthly payrolls of the Department
of Parks and Public Property from
August 1st to August 16th, 1940, as
follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
WPA Project No. 7159-0	75.00
Public Buildings	8,462.61
Public Buildings—City	
Owned Property	219.86
Weights and Measures	550.66
Weights & Measures—	
Reserve for Dedicated	
Revenue	233.87
Printing and Stationery ..	185.00
Shade Tree	1,457.49
WPA Project No. 1485-7	208.33
Central Purchase	1,600.82
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	\$ 14,201.95

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Com-
missioners of the City of Newark that
the sum of One Hundred Twenty-five
Dollars (\$125.00) be and the same is
hereby appropriated to the person
named on the annexed certified list,

same being the bills and claims of the Department of Parks and Public Property as follows:

WPA Project No. 119-0-99.....\$125.00

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Forty-eight Thousand Nine Hundred Seventy-three Dollars and Ninety-seven Cents (\$48,973.97) be and the same hereby is appropriated to the persons name, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Port Newark Operations	\$ 2,397.75
Airport Construction	75.00
Newspapers	28.40
Contingent	250.45
Streets	758.59
City Clerk	92.76
Carfares	30.00
Motors	10,198.51
Public Lighting	30,812.06
City Clerk	67.25
Special Elections	9.52
Surveys	29.65
Water	414.50
Director's Office	22.12
House Sewer Connections..	110.42
Sewers	107.83
Street Cleaning	3,482.66
St. Cleaning (Reserve for Liabilities)	20.50
City Clerk (Reserve for Liaibilities)	66.00
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	\$ 48 973 97

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-six Thousand Three Hundred Sixty-six Dollars and Thirty-one Cents (\$26,366.31) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA Project No. 6926-7)	\$ 686.26
Street Construction (WPA Project No. 6926-7)	320.00
Street Construction (WPA Project No. 6926-7)	121.01
Sewer Construction (WPA (Project No. 6951-7).....	1,124.83
Street Construction (WPA Project No. 6926-7)	20,525.10
Sewer Construction (WPA Project No. 6951-7)	99.84
Street Cleaning (WPA Project No. 6409-7)	10.00
Public Lighting (WPA Project No. 7647-0)	6.00
Toy Mending (WPA Project No. 7050-0)	149.89
City Planning (WPA Project No. 7215-0)	36.71
Workshop (WPA Project No. 92-3E-41)	60.43

Community Center (WPA Project No. 198-7)	80.25
Shoe Repair (NYA Project No. 258-3-99)	310.00
Furniture and Metal Crafts (WPA Project 5209A)....	124.17
City Wide Clerical (WPA Project 5218A-5226A).....	63.37
Arts and Crafts (WPA Project No. 7070-0)	131.67
Sewer Construction (WPA Project 6951-7)	2,456.78
	<hr/>
	\$ 26,306.31

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-eight Thousand Two Hundred Ten Dollars and Fifty-six Cents (\$38,210.56) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer
Weekly payroll, Period Ending
August 14, 1940:

Port Newark Operations	\$ 1,949.00
Bureau of Motors	2,633.47
Bureau of Streets	2,195.33
Bureau of Sewers	910.67
House Sewer Connections..	479.33
Bureau of Street Cleaning..	19,717.96
Street Construction	1,262.19
Bureau of Water	9,062.61
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	\$ 38,210.56

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-two Thousand Five Hundred Thirty-seven Dollars and Sixty Cents (\$22,537.60) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction (Hayes Park East) \$	1,857.62
Swimming Pool Construction (Hayes Park West)	459.82
Swimming Pool Construction (Clifton Avenue).....	112.00
Swimming Pool Construction (Boylan Street)	72.00
Swimming Pool Construction (Hayes Park East)	8,675.10
Swimming Pool Construction (Hayes Park West)	7,924.18
Swimming Pool Construction (Boylan Street)	1,660.08
Swimming Pool Construction (Clifton Avenue)	1,776.80
	<hr/>

(WPA Project No. 6069-7) \$ 22,537.60

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED, That the sum of

Forty-eight Thousand Four Hundred One Dollars and Sixty-two Cents (\$48,401.62) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer

Semi-Monthly Payroll, Period

August 1-August 15, 1940, both incl.

Director's Office	\$ 1,452.07
Fort Newark Operations	2,327.07
Bureau of Lighting	432.50
Bureau of Streets	6,037.87
Sidewalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	4,277.43
Bureau of Surveys	3,484.16
Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	19,598.40
Bureau of Street Cleaning	
Reserve for Liabilities	200.00
Newark Labor Relations	
Board	390.00
Sewer Construction	832.91
Swimming Pool Projects	558.33
City Clerk	3,216.20
Elections	480.00
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	\$ 48,401.62

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS Challenger - Utilities, Inc., 47-49 Stanton Street, in bankruptcy in the Southern District of New York.

WHEREAS, No notice was ever received by the City of Newark, hence no claim was filed.

WHEREAS the Clerk of the U. S. District Court for the Southern District of New York has advised that distribution was made, no dividends were available for tax claims in this estate;

BE IT RESOLVED, That the Tax Receiver be authorized to cancel taxes open on the City records against this bankrupt as follows: \$110.70 for the 1937 personal taxes, \$138.30 for the 1938 personal taxes and \$45.50 for the 1939 personal taxes, making a total of \$294.50 to be cancelled.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Welding Timer Manufacturing Co., 125 Sussex Avenue, in Chancery, claim filed May 27th, 1940, for the 1938 personal tax in the amount of \$230.50, flat.

WHEREAS the Receiver has returned this claim due to the fact that the case has been closed and there are no further assets.

BE IT RESOLVED that the Tax Receiver be authorized to cancel the 1938 personal tax in the amount of \$230.50 from the city records.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Newark Sand Company, McCarter Highway foot of Clay Street, in chancery, claim filed August 4th, 1939

1934 personal tax	\$ 314.07
1935 personal tax	1,008.00
1936 personal tax	1,143.00
1937 personal tax	1,107.00
1938 personal tax	1,383.00
1939 personal tax	1,365.00
making a total of	\$6,320.07 flat

WHEREAS an agreement was made with the Law Department to accept a pro rata share of the funds available for distribution, said amount being \$2,187.94.

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$314.07 to the 1934 personal tax, \$1,008 to the 1935 personal tax and \$865.87 to the 1936 personal tax, making a total of \$2,187.94 and the balance of the 1936 personal tax in the amount of \$277.13, the 1937 personal tax in the amount of \$1,107, the 1938 personal tax in the amount of \$1,383, and the 1939 personal tax in the amount of \$1,365, making a total of \$4,132.13 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Albert Wiswell is an honorably discharged veteran entitled to a total annual exemption of \$500.00

from the assessed valuation of his real and personal property; and,

WHEREAS, He obtained an exemption of \$200.00, tax \$9.10 from his personal property assessment for 1939, and

WHEREAS, He was on October 1st, 1938 the owner of record of property located at Block 1944, Lot 31, 461 Fourth Avenue, Newark, which property was assessed at a valuation of \$4,100, tax \$198.85;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Albert Wiswell be granted a further exemption of \$300.00, tax \$13.65 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, James Palmiro is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS he obtained an exemption of \$100.00 tax \$4.55 from his personal property assessment for 1939, and

WHEREAS, he was on October 1st, 1938, the owner of record of property located at Block 767, Lot 16, 16 Elliott Street, Newark, which property was assessed at a valuation of \$6,100.00, tax \$277.55;

BE IT THEREFORE RESOLVED,

By the Board of Commissioners of the City of Newark that the said James Palmiro be granted a further exemption of \$400.00, tax \$18.20 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Arthur R. Finn is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS he obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS, He was on October 1st, 1938 the owner of record of property located at Block 121, Lots 21-22, 59-61 Crawford Street, Newark, which property was assessed at a valuation of \$3,900.00, tax \$177.45;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Arthur R. Finn be granted a further exemption of \$400.00, tax \$18.20 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Emilio Spino is an honorably discharged veteran entitled to total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, He obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS, He was on October 1st, 1938, the owner of record of property located at Block 588, Lot 19, 396-398 North 12th Street, Newark, which property was assessed at a valuation of \$7,600.00, tax \$345.80;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Emilio Spino be granted a further exemption of \$400.00, tax \$18.20 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, William J. Albright is an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, He obtained an exemption of \$100.00, tax \$4.55 from his personal property assessment for 1939, and

WHEREAS, he was on October 1st,

1938, the owner of record of property located at Block 4185, Lot 8, 21-23 Longfellow Avenue, Newark, which property was assessed at a valuation of \$10,000, tax \$455.00;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said William J. Albright be granted a further exemption of \$400.00, tax \$18.20 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Board of Education of Newark, in the County of Essex, has heretofore conveyed to the City of Newark a portion of the premises at Washington and Academy Streets, now leased to the 200 Washington Street Corporation, and

WHEREAS, At the time of the said conveyance it was the intention that the consideration therefor be the payment by the City of Newark to the Board of Education of sixty (60%) per cent of the net rents, issues and profits of all the premises now occupied by the 200 Washington Street Corporation during the period of the ownership thereof by the City, and sixty (60%) per cent of the net proceeds of any sale of the said premises by the City of Newark, and

WHEREAS, the said agreement as to the consideration for the aforesaid

conveyance between the City of Newark and the Board of Education has never been reduced to formal form, and

WHEREAS, The annexed agreement represents the agreement between the City of Newark and the Board of Education in the premises,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Affairs and the City Clerk be and they are hereby authorized to execute said agreement on behalf of the City.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Nathan Reibel, an attorney at law, appeared at a conference of the Board of Commissioners held on Wednesday, July 3rd, and offered to enter into an agreement to collect approximately \$2,000.00, which he since has advised the Corporation Counsel is approximately \$2,400.00, due the City from the estate of a former inmate of the alms-house; and,

WHEREAS, he offers to enter into an agreement with the City to furnish the information concerning the said estate, and to give this information to the Corporation Counsel, and to conduct any necessary legal proceedings to obtain such money for the City, on the basis of 50% of the first \$500.00, 33 1-3% of the excess over \$500.00 to \$1,000.00, and 25% of ex-

cess over \$1,000.00; such payment to be made only from the moneys received from the said estate and to be in full satisfaction for all court fees and expenses of litigation, or other cost and expense in obtaining the information; that he is to have approximately nine months in which to complete any necessary legal proceedings;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Revenue and Finance and the City Clerk be and they are hereby authorized to enter into an agreement with the aforesaid Nathan Reibel, an attorney at law, for and on behalf of The City of Newark, in the matter hereinbefore set forth; and the Corporation Counsel shall determine and approve the conditions of the proposed agreement before the same is executed for the City.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolution:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Curb Boxes, Tile Pipe and Specials, and 1:3:6 Ready Mixed Concrete, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the cleaning of windows at the Newark City Hospital of the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the laundering of towels and bathing suits for the Bureau of Public Baths of the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for furnishing of all the labor and material necessary for the complete installation of thirty-two (32) new heavy casement steel windows and bronze screens complete with obscure and clear glass at the Newark City Hospital of the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8145, dated August 31, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are

awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

E. B. LATHAM & COMPANY—
Newark, N. J.

Ten (10) miles No. 12 H.D. triple braid weatherproof wire @ \$9.48 M. ft.

TURTLE & HIGHER, INC.,
Elizabeth, N. J.

Approx. 25,000 ft. 5/16-7 strand No. 6000 Steel Guy Wire A. T. & T. Specifications, to be put on reels of 2,500 feet each @ \$17.08 M. ft.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the contract for underpinning and reinforcing the City owned Victoria Street Garage, Newark, New Jersey, be and the same hereby is awarded to the Underpinning and Foundation Company, 155 E. 44th Street, New York City, it being the

lowest formal bidder, in response to advertised bids received on July 25, 1940, the total amount of the bid, based on the estimated quantities, being \$73,700.00, and the Director of the Department of Public Affairs and the City Clerk, be and they hereby are authorized and directed to execute the contract on the part of The City of Newark, upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the contract for Guniting the Upstream Face of Macopin Dam in West Milford Township, Passaic County and Kinnelon Borough, Morris County, New Jersey, (Contract 44—Division of Water), be and the same hereby is awarded to the Pressure Concrete Company of Newark, New Jersey, they being the lowest formal bidder, the amount of their bid, based on the Engineer's Estimate, being in the sum of \$4,655.00; and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark, New Jersey, a proper contract covering said work.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolutions:

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for furnishing and installing forty-seven (47) lights of ribbed glass in the Centre Market, Newark, New Jersey; and

WHEREAS, the lowest responsible bid submitted was that of R. A. Garreau & Co., Inc., at One Dollar and Twenty-five Cents (\$1.25) for each light;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to have work done accordingly and as per specifications on file in his office.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of August, the first half of September, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Martin Bowe, temporary Watchman, services terminated August 16th, 1940.

Jacob Mayerson temporary Watchman, services terminated August 23rd, 1940.

John Wittlick, temporarily appointed Watchman, at a salary of \$1,200.00 per annum, effective August 23, 1940.

James Glancy, temporarily appointed Elevator Operator at a salary of \$1,200.00 per annum, effective August 18th, 1940.

James Crummy, Cleaner, leave of absence, without pay, extended for three months, effective September 1, 1940, as per his request.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

DIRECTOR'S OFFICE

Helen M. Cadier, Senior Clerk Stenographer, one day of her vacation, August 23rd, 1940.

Edna M. Holdsworth, Executive Clerk, seven days of her vacation, effective August 26th, 1940.

SHADE TREE

Solomon Newbarth, Foreman, 16 days, effective August 19, 1940.

Carrie Miller, Attendant, 12 days, effective August 19, 1940.

Harry A. Corbally, Clerk, 5 days, effective August 19, 1940.

Andrew Sims, Jr., Laborer, 12 days, effective August 19, 1940.

Richard Bartz, Laborer, 12 days, effective August 22, 1940.

William Scarpitta, Carpenter's Helper, 6 days, effective August 26, 1940.

Carmelo Spera, Laborer, 16 days, effective August 29, 1940.

WEIGHTS AND MEASURES

Willard Reed, Superintendent, three

days of his vacation, namely, August 21st, 22nd and 23rd, 1940.

PUBLIC BUILDINGS

Anne Judson, Telephone Operator, one week, effective September 9, 1940.

Patrick J. Brady, Elevator Operator, 12 days, effective September 2nd, 1940.

John Rahl, elevator operator, 12 days, effective September 2nd, 1940.

William H. Ranger, Cleaner, 12 days, effective August 26th, 1940.

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Willard E. Reed, Superintendent of the Bureau of Weights and Measures, Department of Parks and Public Property, is a Delegate to the Thirtieth Annual State Convention of Weights and Measures to be held at Atlantic City, New Jersey, on September 4th, 5th and 6th, 1940;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that a sum not to exceed Fifty Dollars (\$50.00) be and the same is hereby appropriated to Willard E. Reed, Superintendent of Weights and Measures, for the purpose of defraying expenses in attending said Convention.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Vincent J. Murphy, Director of the Department of Revenue and Finance is causing to be filed with the Work Projects Administration supplemental Sub-Project No. 5232-A-102 to provide employment for 27 persons to be taken from the relief rolls of the City to be employed upon a project to compile, edit and index resolutions and the rules and regulations of each department in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$25,128.00 is contingent upon the expenditure of \$8,147.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to expend the sum of \$8,147.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is the sponsor of Work Projects Administration Project No. 6722-O for the operation of a City-wide Housekeeping Aide Project which provides for the employment of 133 persons taken from the relief rolls of the City; and

WHEREAS, said project has been located in Engineers Hall, corner of Providence and Reed Streets, which building has been sold by the landlord; and

WHEREAS, in said project application the sum of \$1,440.00 is set up as the sponsor's contribution to provide rent, heat, and light; and

WHEREAS, the Howard Savings Bank of the City of Newark is the owner of the building located at 217 South Orange Avenue, in the City of Newark, which building contains approximately 6,000 square feet of floor space which is well suited for the operation of said project, and has agreed to lease said building to the City of Newark for twelve months at a rental of \$95.00 per month;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to enter into and execute a lease with said Howard Savings Bank for the premises hereinbefore described for a term of twelve months at a rental of \$95.00 per month, said rental to be paid monthly in advance from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects, subject to such conditions and covenants as may be required by said Director of the Department of Public Works and to approval as to form by the law department

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William A. Weisman (Sarah A. Donley, owner) for the establishment and operation of an automobile sales station; premises 311 New Street; on condition that there be but one driveway, twelve feet wide, in the center of the plot; same to be operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with said Board, such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors?

Mr. Rankin: There was one objector, the man who runs the garage across the street.

Mayor Ellenstein: What is this for?

Mr. Rankin: It is for a sales station on this shaded part of this property by the garageman here who is in the used car business. He cannot get more than four cars on there, I do not believe. It is thirty-five feet wide.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: There was one objector?

Mr. Rankin: One; the man who runs a garage directly opposite.

Commissioner Byrne: He isn't here?

Mr. Rankin: He was at our hearing, but he isn't here.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fred Schwaner (Monarch Holding Co., owner); for the alteration and addition to existing diner and parking for customers only in a 2nd business district; premises 777-783 Broadway; same

to be in accordance with the plans filed with the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There was one objector on that.

Mayor Ellenstein: What is this, a diner?

Mr. Rankin: They are enlarging an existing diner, and he wants to park cars in the rear. The objection came from this owner of this apartment house (indicating). There is no objection by the owner of these apartments; they filed approvals. It is on the east side of Broadway.

Mayor Ellenstein: What are the dimensions of that plot?

Mr. Rankin: About 100 by 100.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called the motion was declared adopted by the following votes:

Yeas Commissioners B y r n e.

Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of Tube Reducing Corporation, for construction of an addition to present factory, premises 24-28 Grafton Avenue, and stated that today was the time fixed for a further hearing.

The City Clerk: I was directed to get a report from superintendent of buildings Frederick Bigelow, and under date of August 20, be submitted to me the following:

CITY OF NEWARK, NEW JERSEY
John A. Brady, Assistant Supervisor
DEPARTMENT OF PUBLIC
SAFETY

August 20, 1940.

Hon. Harry S. Reichenstein,
City Clerk,
Newark, N. J.

RE: 24 GRAFTON AVENUE

Dear Sir:

I received your letter of August 15th, relative to the plant of the Tube Reducing Corporation, and as instructed by the City Commission, I respectfully submit the following report:

On Monday afternoon, by appointment, I went to 24 Grafton Avenue, and met Mr. Campbell, Vice President of the Corporation, and one of his assistants, who conducted me through the plant and gave me such information as I requested. Unfortunately there was no plan of the proposed new construction at hand for my examination. I also toured the neighborhood, once in the morning and once late at night, so that I might weigh alone the worth of the somewhat conflicting opinions of record.

It appears to me that the burden of proving the absence of a possible nu-

sance rests with the applicant, and as only a seismograph can present the facts relative to tremors in the earth. It might be asked that they submit this type of record preliminary to settling this part of the controversy.

It is admitted, and it is also evident, that there is a varied amount of offensive noise emanating from the plant. Consequently this industry is a non-conforming zoning use and may not be enlarged, unless an exception to the rule is confirmed by the City Commission.

When it comes to sound, I am not an expert; however, my text books and my experience lead me to believe that this item in dispute can be largely and sufficiently eliminated, but not in an everyday factory structure.

If the City Commission wishes to assure reasonable quiet in granting an exception to the Code, then the conditions of approval would of necessity be: That money must be spent for solid masonry walls with natural light admitted only through glass brick panels; insulation of roof decks and positive ventilation; that there be a minimum of doorways, and that these remain closed a night, excepting in case of emergency; and that trucking and car loading be limited to specific hours.

Respectfully submitted,
Frederic Bigelow,
Superintendent of Buildings."

I agree with Mr. Bigelow that the burden is on the other side. At the last meeting you asked the question whether this plant would be operated at night. I suppose the Commission ought to be told now whether it will be.

Mayor Ellenstein: Are you prepared to answer that question?

Mr. Foosaner: Yes. And I would

like to make a statement that will take three minutes, after which time I would like to close the applicant's case.

On the side of the objectors we find approximately twenty-five individuals have come in before this body and they object to excessive noise and vibration, to moving refrigerators and cracked walls. They say the Tube Reducing Corporation does not belong here, it is a bonton area.

On the other side we have twenty-nine affidavits and petitioning letters. We have affidavits of four engineers in a calm, practical way as to what might be done remedially. There are 112 employees at the plant and over \$100,000 a year payroll; that we are to build a \$100,000 extension necessitating further employees and commensurate payrolls. There are other Newark firms wholly or partially dependent on the applicant corporation; and finally and primarily we emphasize that you gentlemen have a Board of Adjustment, who, heard these objectors on July 16, and as much in detail because we did not leave here until after seven o'clock in the evening. It was only after they heard each individual objector that this Zoning Board went out to personally exhaustively investigate this situation, and they came back with a two or three page typewritten report in which they voted unanimous approval. They examined these things personally, and it was a unanimous approval.

Mayor Ellenstein: The impression I had when you folks left here last Wednesday was that you were going to try to get together with the engineers to determine whether or not there would be a reduction in the noise as a result of the construction of this plan. And whether they would consent to not operate those two machines that produce the greater portion of the noise, between certain hours. Have you consulted your

client to find out whether or not they could operate the plant with those two machines that produce the greater portion of the noise not operating between certain hours of the night? It would be specifically upon that condition and that condition alone. If any of those machines were operated at night, then the permit could be revoked.

Mr. Brams: You mean the sawing and reducing machines to be stopped at nine o'clock. Yes, the people here seem to feel satisfied.

Mayor Ellenstein: That would give the people relief. We are all agreed that the reducing machines and sawing machines are the causes of the noise largely, and then the falling of these pipes. I understand this building is to have a crane which will avoid that noise.

Mr. Foosaner: That is right.

Mayor Ellenstein: Can you make it nine o'clock?

Mr. Campbell: Yes. It will be very inconvenient, but if you want it—

Mayor Ellenstein: You folks would rather have it nine o'clock. Does that seem to meet with the approval of your clients?

Mr. Beers: Yes, your Honor.

Mayor Ellenstein: Will you state for the record—either one of you—I would rather either one of you do it with the acquiescence of the other, the condition on which the permit is to be granted? That the two reducing — that any reducing machine or any sawing machine will not be in operation between the hours of nine p. m. in the evening and eight a. m. in the morning.

Mr. Beers: Will you repeat that?

Mayor Ellenstein: That this permit

is granted only on the condition that none of the reducing machines or sawing machines will be in operation between the hours of nine p. m. in the evening and eight a. m. in the morning. There is a stretch there of eleven hours.

Mr. Foosaner: May I ask whether or not seven o'clock would suffice? The shifts run eight hours. It means merely cutting down the employment of employees.

Mr. Campbell: I want it understood correctly on what grounds the permit will be granted. There has been a lot of talk and I just want to have it understood clearly.

Mayor Ellenstein: I will state it, and if any of the Commissioners have anything to add or detract from it, or if you have any objections, you may state them. The permit will be granted on condition, first, that the applicant makes the representation that the noise will be very much decreased in the operation of the new plant, and it is based upon that representation that the City Commission grants the permit on condition that there won't be sufficient noise made between the hours of nine in the evening and seven in the morning so as to disturb the sleep of those living in that locality. If the noises are sufficient to disturb their sleep, then the permit in so far as the operation of the plant between the hours of nine in the evening and seven in the morning is revoked, and the permit continues for the operation of the plant between seven in the morning and nine in the evening. And the City Commission shall be the judge of those noises, if such noises do arise.

Mr. Foosaner: Your statement, in so far as it appears verbatim on the record will suffice.

Mayor Ellenstein: We will take a vote on it. We will restate it after the motion is made. It will re-state.

it by putting the motion. How will that be?

Mr. Foosaner: That is all right.

Mayor Ellenstein: Now I will entertain a motion.

Commissioner Byrne: I so move you.

Mayor Ellenstein: A motion has been made and seconded that since the representation made by the applicant in this matter is that the noises will be very much reduced and not affect the sleep of those living in the vicinity of the plant, that the City Commission grant this qualified permit that if at any time during the life of this permit, between the hours of nine in the evening and seven in the morning, there are sufficient noises emitted from the plant so as to disturb the slumbers of the people in that locality, that the permit will be revoked in so far as operating the plant between the hours of nine in the evening and seven in the morning. However, it will not in any wise affect a full permit and full operation between the hours of seven a. m. and nine p. m. in the evening; and that the City Commission reserves the right to be the sole judge if and when any noises do occur, as to whether or not it is sufficient to disturb the slumbers of the people in that locality, and also reserve the right to revoke the permit in so far as it applies to operation between the hours of nine p. m. and seven a. m.

All in favor of that motion will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The resolution with the conditions agreed upon was then read:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tube Reducing Corporation, owner; for the construction of an addition to present factory in a 1st industrial district; premises 24-28 Grafton Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved subject to the following conditions:

That if at any time during the life of this permit between the hours of nine in the evening and seven in the morning there are sufficient noises emitted from the plant so as to disturb the slumbers of the people in that locality the permit will be revoked in so far as operating the plant between the hours of nine in the evening and seven in the morning; however, it will not in any wise effect a full permit and full operation between the hours of 7:00 a. m. and 9:00 p. m. in the evening; and that the City Commission reserves the right to be the sole judge if and when any noises do occur, as to whether or not they are sufficient to disturb the slumbers of the people in that locality, and also reserves the right to revoke the permit in so far as it applies to operations between the hours of 9:00 p. m. and 7:00 a. m.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: Mr. Mayor, I have a man in my department that has been injured and I have just received notice from the Insurance Fund Commission. Now, of course, I want it clarified. I am wondering whether the Law Department can give us a legal opinion whether or not the Insurance Fund Commission has the authority to handle Workmen's Compensation cases. All I know is that they forward a bill to my department for this man who injured himself working in one of the windows, and was in the hospital and operated on. Now, have they got that authority? Or is that empowered in the directors of the different departments?

Mayor Ellenstein: I think it ought to be referred to the Law Department.

Mr. O'Brien: I will answer that. We have been checking into that, and I have mentioned it to either you or Mr. Costello—

Commissioner Murphy: Mine just came in today.

Mayor Ellenstein: Mr. Schaeffer spoke to me about the matter where I think it was John McGeehan's office about to settle a case, the city had expended \$900 in medical fees in 1934. There apparently isn't any liability—or the liability is very questionable, so Mr. McGeehan said if the city will concede—under the Act the city will be entitled to, I think it is, \$700. Mr. McGeehan—

Mr. O'Brien: That would not come within the purview of Director Murphy's question, because his deals with compensation.

Mayor Ellenstein: It applies to an

employee in Director Murphy's department.

Commissioner Franklin: That is a particular case he is talking about.

Mayor Ellenstein: A question arose as to whether the Insurance Fund Commission should accept that and make a settlement by resolution, but since the Department of Revenue and Finance had paid the Insurance Fund Commission for the amount of the doctor's bills expended, then the resolution ought to come from the Director of Revenue and Finance, before the City Commission, to accept it in settlement. The Law Department recommended the settlement.

Mr. O'Brien: In other words, is this a matter in which there was a negligence action brought against a third party but because we had paid compensation—the city had paid compensation as a result of this same injury, we filed a claim against any settlement or judgment that might be made?

Mayor Ellenstein: Correct.

Commissioner Franklin: This isn't for salary, this is for a medical bill.

Commissioner Murphy: That is right, the doctor and the charge at the hospital.

Mr. O'Brien: Whether it be medical bills or anything else, the answer to the question is, just as you mentioned, it was charged against the Director of Revenue and Finance, and that point alone would not entitle him to determine whether or not that action should be taken and whether we should accept that settlement. There are other reasons as indicated by him which were beyond the scope of this particular one we are checking into, and he can have an answer on that if he wants it; but on this there can not be any question as to the right of

the Director against the Insurance Fund Commission to determine whether this settlement or adjustment will be made, whatever the terms are.

Commissioner Murphy: I think at the present time employees working for the city are under the impression that as soon as they are injured they are to report to the Insurance Fund Commission and that they handle their case. That appears to be the understanding I think with a number of them, because this just came to my attention now after the man has been in the hospital and operated on. And while I certainly have no objection to meeting the necessary financial obligations he was put to on it from the city's end of it, I am wondering if there is any legal authority—

Mayor Ellenstein: Whether you paid it direct or whether the insurance fund—

Commissioner Murphy: What authority has the insurance fund commission got to handle these workmen compensation cases under the law?

Mr. O'Brien: We are checking into that now. I will give you an answer on that now, because we have gone into it far enough as a result of the case—it was Mr. Costello I spoke to—in connection with that Insurance Fund Commission, for a great number of years running back, I guess, since it has been here, has taken and assumed jurisdiction over compensation cases in the city, but I do not believe that the Insurance Fund Commission as it is set up in this city has any jurisdiction over these cases. And while it has done that long before this Commission or the preceding Commission or even the one preceding that, it has nevertheless done that, I suppose in an endeavor to be useful in connection with the work of the City. But so far as legal authority goes, it is our tentative opinion, and I believe it will be confirmed when we finish

our checking into the setting up of the fund, that the fund has no jurisdiction over compensation cases and it should not handle them, and the director of each department should handle them, make his investigation, and after he has his investigation refer the matter to the Law Department for handling. I think that will be our recommendation to the Commissioners after we have completed our check-up in the matter.

I spoke to Mr. Costello about it—

Mayor Ellenstein: I spoke to Mr. Schaeffer about this case.

Mr. O'Brien: Well, I did not speak about any case to Mr. Costello, but just procedural matters.

Commissioner Murphy: That might be so, the proper course—

Mr. O'Brien: It means the employee should not go to the Insurance Fund Commission on that basis.

Commissioner Murphy: That is what I am trying to get at.

Commissioner Byrne: Are we self-insurers?

Mr. O'Brien: We are.

Commissioner Byrne: One hundred per cent?

Mr. O'Brien: On compensation, I think so.

Commissioner Byrne: I think that ought to come before the whole Commission.

Mr. O'Brien: I don't know whether—I would have to check in to see whether we have set up any separate fund for compensation.

Mayor Ellenstein: I spoke to Mr. Schaeffer as to the amount actually

expended each year and the amount it would cost the city for compensation insurance. I have forgotten the figures, but it was a very much larger amount saved than I thought could have been saved.

Mr. O'Brien: Oh, I imagine your saving is very big.

Mayor Ellenstein: Self insurers on compensation there is a larger sum of money saved.

Commissioner Murphy: I think the Act does give us the right for the City Commission to set up a separate fund. Now, just the legal angle of it I am not clearly familiar with, but that may be a point with the City Commission after we get a recommendation as to whether we should set up a separate fund in treating with this whole thing or whether each Director should handle his own cases.

Mr. O'Brien: Presently I would say that each Director has the right to handle such cases.

Commissioner Murphy: You will clarify that for us.

Mr. O'Brien: I will clarify it in the opinion. It just came up and we checked into it ourselves.

Commissioner Murphy: I just happened to get this bill downstairs on this man, and I thought it was a good time, being there was so much talk about the other cases, to get it clear.

Mr. O'Brien: I think that is something for your determination, Director, rather than for the Insurance Fund Commission.

Commissioner Byrne: If we are 100 per cent. self insurers for compensation we are liable to a large series of suits, that the city should be protected to the fullest extent by coming before the Commission or by having the

Insurance Fund Commission, if we are liable 100 per cent. for any claim, there is the responsibility that can come in at any time, and I think we should take every means to protect that.

Mr. O'Brien: I think so.

Commissioner Byrne: And won't that come before the City Commission as a whole?

Mr. O'Brien: Not necessarily; but you certainly should have the fund properly set up with proper investigators, and so on, to handle these cases. After all, things are sent to the department, we get the file and we act upon the file. We make some check-ups in the file, but we depend on the information given by the client plus what we may check down as it appears necessary. But the insurance companies in handling the thing will have their investigators make thorough investigations before they hand the claim file over to their lawyer or adjuster, as the case may be. And I think that same procedure should be very definitely followed here.

Commissioner Murphy: Well, we will have that report and then the Commission can be guided—

Mr. O'Brien: We are working on it now; we are checking into the set-up of the fund to see exactly what the provisions of it are.

Mayor Ellenstein: The usual five resolutions as submitted by Director Murphy will be voted on and considered as though they had been read.

Commissioner Murphy: I move them.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne

and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed to the presentation of candidates to fill the vacancy on the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary not; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald Mc-

Laughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying

aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected:

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

.....
.....
.....
.....

The Board of Commissioners of
The City of Newark, N. J.

.....
City Clerk.

Newark, N. J., August 28, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at eleven a. m., Day-light Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance changing and establishing the width of the sidewalks of Mary Street from Amsterdam Street to Avenue L.

The Board of Commissioners of the City of Newark do ordain:

Section 1. The width of the sidewalks on each side of Mary Street, from Amsterdam Street to Avenue L, is hereby changed to, and established at, nine (9) feet.

Section 2. All obstructions, projections and encroachments in and upon said street and sidewalks, as hereby

changed and established, which shall interfere with the construction of the new roadway pavement, curbing and appurtenances shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon thirty (30) days notice from the Department of Public Affairs, the Director of the Department of Public Affairs is hereby authorized and directed to take out, remove and abate or cause to be taken out, removed and abated, any vault, platform, area, sign, or any post or erection, or any projection or otherwise in, over and upon said Mary Street between the limits herein stated, contrary to the provisions of this ordinance, and the expense thereof shall be recoverable from the owner or owners of the premises abutting thereon.

Section 3. That this Ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that September 11, 1940, at 11 A. M., Day-light Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby

by directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move that the ordinance be laid over until September 11th.

Mayor Ellenstein: This ordinance involves a piece of property on Maple Avenue between Chancellor Avenue and the City line. That street is zoned for business property and this ordinance contemplates of that zone from business to residential so as to permit the owner of the corner of Keer Avenue and Maple Avenue to erect a frame building. Under our Building Code in a business zone, any business zone, it does not permit or allow a frame building within a business zone. Considering the ordinance it seems to me it would be wise and more practical to amend the Building Code rather than to have little pieces struck here and there and changing the zone. Then there is no doubt but that other properties would come in the same category. So the code could be simply amended so each business zone that is created would have frame buildings, that frame buildings should be permitted in that zone. That will take care of this situation. Instead of having a street zoned for business and then having a piece of maybe fifty feet interposed at different places I say that that ought to

be referred back to the Building Department and Law Department to amend the code to take care of the situation. If there is no objection that will be the disposition of it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring all Contractors with the City of Newark to employ their employees at prevailing wages and conditions of labor," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I have had a request to adjourn this ordinance for two weeks. I move that further action be postponed for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: Commissioner Franklin, do you believe you will be in a position at the end of two weeks to take some definite action?

Commissioner Franklin: I think so.

Commissioner Murphy: Of course, this thing has been introduced and re-introduced and kicked around. Another two weeks, I suppose, won't hurt anybody as long as we get definite action.

Commissioner Franklin: I just asked for two weeks' adjournment, that is all.

Commissioner Murphy: Of course, you know best.

The City Clerk presented "An Ordinance requiring the use of the union label on all stationery and printing," and stated that today was the time fixed for a hearing, the ordinance having been introduced on information August 14th.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of Ninety-one Dollars (\$91.00) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$91.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand Six Hundred Thirty-eight Dollars (\$2,638.00) be and the same is hereby appropriated to the City Treasurer, same being semi-monthly and supplementary payrolls of the Department of Revenue and Finance from July 22nd, 1940, to August 15th, 1940, as per annexed certified list as follows:

Tax Revaluation WPA\$1,967.00

Reserve for Liabilities
Auditor's Office 95.00

Reserve for Liabilities
(Auditing and Special
Accounting) 576.00
\$2,638.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Fourteen Thousand Two Hundred Forty-three Dollars and Forty-seven Cents (\$14,243.47) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Overpayment
Tax Receiver\$ 328.74

Reserve for Overpayment
Comptroller 422.14

Sinking Fund and Interest 13,218.75

WPA Tax Revaluation Project No. 7185-0 Sub A-6.. 273.84
\$ 14,243.47

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

WHEREAS, the Board of Commis-
sioners, with the consent of the Di-
rector of the Department of Revenue
and Finance, and approved by the
State Commissioner of Local Govern-
ment, has heretofore authorized the
expenditure of relief funds by the Di-
rector of the Department of Public
Works, permitting the withdrawal of
funds by the said Director of the De-
partment of Public Works, as needed,
for the years 1939 and 1940; and,

WHEREAS, the said Director has
withdrawn the following sums, to
wit:

\$325,917.78 and \$429.91, as set
forth in attached certified lists,
Nos. AF-1-K and 7-AF;

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of the
City of Newark, that the expenditures
made as set forth on aforesaid cer-
tified lists, be and the same are hereby
approved, subject to the audit of the
Director of the Department of Rev-
enue and Finance.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of
Twenty-four Thousand One Hundred
Nine Dollars and Eighty-two Cents
(\$24,109.82), be and the same is here-
by appropriated to the City Treas-
urer, being the supplementary pay-

rolls of the Department of Public
Works, as follows:

Director's Office	\$ 345.00
Bureau of Health	13,252.70
Newark City Hospital	5,752.19
Bureau of Baths	1,863.24
Newark City Alms House	1,575.81
Ivy Hill Power Plant	316.19
Convalescent Hospital	658.07
Outdoor Poor Department..	455.00
Emergency Relief—	
Administration	391.62
	<hr/>
	\$ 24,109.82

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One
Thousand Six Hundred Thirty-two
Dollars and One Cent (\$1,632.01) be
and the same is hereby appropriated
to the persons named on annexed cer-
tified lists, being the bills and claims
of the Department of Public Works,
as follows:

Band Concerts	\$ 758.00
Ivy Hill Power Plant	874.01
	<hr/>
	\$ 1,632.01

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Seven Hundred Seventy-three Dollars (\$3,773.00) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property for weeks ending August 21st and August 24th, 1940, as follows:

Shade Tree	\$2,431.00
Public Buildings	1,342.00
	<hr/>
	\$3,773.00

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Four Thousand, Nine Hundred Fifty-eight Dollars and Forty-eight Cents (\$4,958.48) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery—	
Dedicated Revenue	\$4,414.16
Printing and Stationery	544.32
	<hr/>
	\$4,958.48

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Forty-three Thousand Sixty-five Dollars and Forty Cents (\$43,065.40) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction (WPA Project No. 6951-7)	\$ 995.00
Street Construction (WPA Project No. 6926-7)	776.50
Swimming Pool Construction (Boylan Street) (WPA Project No. 6069-7)	376.88
Swimming Pool Construction (Clifton Avenue) (WPA Project No. 6069-7)	22.50
Street Construction (WPA Project No. 6926-7)	39,461.29
Street Construction (WPA Project No. 6926-7)	1,129.23
Street Construction (WPA Project No. 6926-7)	304.00
	<hr/>
	\$ 43,065.40

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eleven Thousand, Two Hundred Twelve Dollars and Seventy-three Cents (\$11,212.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Port Newark Operations....\$	2,116.41
Industrial Commission of	
Newark	77.42
Water	8,943.90
Airport Construction	75.00
	<hr/>
	\$ 11,212.73

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-eight Thousand Ninety-five Dollars and Sixty-three Cents (\$38,095.63) be and the same is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll,
Period Ending August 21, 19b0.

Port Newark Operations\$	1,922.20
Bureau of Motors	2,623.35
Bureau of Streets	2,098.53
Bureau of Sewers	889.04
House Sewer Connections....	552.53
Bureau of Street Cleaning	19,685.43
Street Construction	1,246.37
Bureau of Water	9,078.13
	<hr/>
	\$ 38,095.63

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution No. 8276, adopted August 14, 1940, be and the same is hereby rescinded.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That sealed proposals received by the Department of Central Purchase on August 27, 1940, for Steel Casement Windows, for the Newark City Hospital, be and the same hereby are rejected, for the purpose of revising the specifications, therefore be it

FURTHER RESOLVED that the Department of Central Purchase be and it hereby is authorized and directed to re-advertise for sealed proposals for said windows.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Milk and Cream, Street Brooms, Fibre and Wire for same, and Photographic Supplies.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8144 dated July 31, 1940, the Director of the Department of Public Works, publicly solicited, received and opened bids for the furnishing of labor and material for overhauling three (3) Hewes & Phillips "Ajax" Corliss Engines at the Newark City Hospital;

WHEREAS, the Essex Engine & Machine Corporation have bid the

sum of One Thousand, Nine Hundred Twenty-five Dollars (\$1,925.00), which proposal has been accepted as the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the proposal of said Essex Engine & Machine Corporation be and the same is hereby accepted and the contract awarded to Essex Engine & Machine Corporation, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8269, dated August 14, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the low-

est responsible and formal bidder as determined by the Director of the Department of Parks and Public Property is response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

LOCK JOINT PIPE COMPANY—
East Orange, N. J.

Approx. 500 ft. 60" Standard Reinforced Concrete Pipe @ \$4.75 ft.

MASSEY CONCRETE PRODUCTS
COMPANY—New York, N. Y.

Approx. 400 ft 57x57" Flat Base Reinforced Concrete Pipe, Class "BX"
@ \$9.75 ft.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8040, dated July 10, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark

that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

THE AUTOCAR SALES & SERVICE
CO—Newark, N. J.

One (1) or more Dump Trucks—as per specifications on file in the Department of Central Purchase @	\$1,962.00
Tire tax	16.00
	<hr/> \$1,978.00

NOTE: An allowance of \$35.00 from the above price will be given for standard seat in lieu of sponge rubber seat, and leather upholstery.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 7910, dated June 26, 1940, the De-

partment of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Dry Goods and Household Supplies for the various institutions in the Department of Public Works for a six (6) months' period to the following named firms, in the amounts set opposite their respective names:

Approximately

Armour & Company	\$ 832.83
Barr Brothers	537.30
Combined Kitchen & Restaurant Co.	421.97
Fisher-Cohen Company	7,086.10
Gicbe Sanitary Products Company	1,078.25
Herman Kussy Company	923.90
National Oil & Supply Company	682.87
Sanifect Company	579.20
I. Simon & Sons	5,456.14
Unfired Barkhorn Company..	2,796.30

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of August, the first half of September, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Isabelle C. Jones, temporarily appointed Telephone Operator, one day, August 22nd, 1940, at a salary of \$20.00 per week.

Josephine Nester, temporarily appointed Telephone Operator, effective August 23rd, 1940, at a salary of \$20.00 per week.

These Telephone Operators were appointed for relief work during the illness of Anne Judson.

James J. Smith, Elevator Operator, who was on leave of absence without pay, returned to duty August 16th, 1940.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Patrick J. Scanlon, Custodian, 16 days, starting August 23rd, 1940.

SHADE TREE

Moses Hill, Laborer, 12 days, starting August 24, 1940.

Michael Green, Laborer, 12 days,
starting September 3, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED, That the expenses of
Doctor Earl H. Snavely, Medical Di-
rector of the Newark City Hospital,
Department of Public Works, incur-
red in attending the American Col-
lege of Hospital Administrators and
American Hospital Association con-
ventions which will be held at Boston,
Massachusetts, from September 14th
to 20th, inclusive, 1940, be and the
same are hereby approved not to ex-
ceed Eighty Dollars (\$80.00).

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk: I have two resolu-
tions that I have been advised by the
Law Department to read in full. The
Law Department has requested that
I read the resolutions singly and
have a single roll call on them.

WHEREAS, on August 10, 1933,

the Board of Commissioners of the
City of Newark did adopt Resolution
No. 3177, and

WHEREAS, on the following day,
August 11, 1938, the Corporation
Counsel of the City of Newark did
advise the Board of Commissioners of
the City of Newark, and each one of
its members, that the said Resolution
above mentioned was illegal and null
and void, and of no effect, and ad-
vised that the same should be rescind-
ed, which said advices were made pub-
lic, and

WHEREAS, in order to clear the
record it is desirable that the above
mentioned illegal resolution, although
null and void and of no effect, be
nevertheless rescinded,

THEREFORE, BE IT RESOLVED
by the Board of Commissioners of the
City of Newark that Resolution No.
3177, adopted by the Board of Com-
missioners on August 10, 1938, and
declared to be illegal and null and
void and of no effect by the Corpor-
ation Counsel on August 11, 1938, be,
and the same is hereby rescinded.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: You have heard
the reading of the resolution by the
Clerk. All those in favor will signify
by saying aye, contrary no; the
Clerk will call the roll.

On roll call: Commissioners Byrne,
Franklin and Mayor Ellenstein voted
aye; Commissioner Murphy voted no.

Mayor Ellenstein: The resolution
having received three votes is declar-
ed adopted.

RESOLVED, By the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance, relating only to the collection or enforcement of tax title liens, on which the City may institute foreclosure proceedings, and which are owned by the City of Newark, or hereafter purchased by The City of Newark, at tax sales held by said City and relating to the perfection of title under and by virtue of said tax title liens held by The City of Newark, pursuant to the laws in such case made and provided, and relating to the Martin Act Department, be and the same are hereby distributed from the Department of Revenue and Finance into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter, or ordinance pertaining to the above executive, administrative, judicial and legislative authority and duties relating to the above mentioned subjects, and such Director shall perform all of the duties now or heretofore imposed by law with respect thereto, and the said Director is hereby authorized and directed to send to the Corporation Counsel of The City the above mentioned liens, with instructions to immediately proceed to the collection and foreclosure of the same.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: You have heard the reading of the resolution by the Clerk. All those in favor will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioners Byrne, Franklin and Mayor Ellenstein voted aye; Commissioner Murphy voted no.

Mayor Ellenstein: The resolution having received three votes is declared adopted.

The City Clerk: I have two resolutions upon the recommendation of the Board of Adjustment that an extension of three months be given to the applicant, Charles Realty Company for the commencement of work at 549-553 Ferry Street, and for a like period of three months to the City Service Oil Company for the commencement of work for premises 406-412 Broad Street.

WHEREAS, on May 29, 1940, the Board of Commissioners of the City of Newark, on the recommendation of the Board of Adjustment dated May 22, 1940, adopted a resolution approving the reconstruction of a gasoline station, including lubricatorium and automobile laundry, and offices on the second floor, on premises 406-412 Broad Street; and

WHEREAS, the applicant, Cities Service Oil Co., owner, was unable to proceed with the work of construction within the allotted time; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that an extension of three months be granted to the said Cities Service Oil Co., or its assigns, for the commencement of the aforesaid work, said extension to expire November 29, 1940.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on February 28, 1940, the Board of Commissioners of the City of Newark, on the recommendation of the Board of Adjustment dated February 27, 1940, adopted a resolution approving the construction and operation of a gasoline station including lubritorium on premises 549-553 Ferry Street; and

WHEREAS, the Board of Commissioners of the City of Newark, by a resolution dated May 29, 1940, granted an extension of time for the commencement of construction work under this permit for a period of three months ending August 28, 1940; and

WHEREAS, the applicant, Charles Realty Co., Inc., owner, was unable to proceed with the work of construction within the allotted time; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that a further extension of three months be granted to the said Charles Realty Co., Inc., or its assigns, for the commencement of the aforesaid work, said extension to expire November 28, 1940.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

The following communication was received and read:

"BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

August 27, 1940.

The Board of Commissioners of
The City of Newark,

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

343-347 Thirteenth Avenue; John R. Tamburro; establishment of a funeral home;

*142-148 Academy Street; Marjorie Reynolds; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 9, 1941;

*10 Arlington Street; Felix Volpe; renewal of permit for automobile parking station; such use to be limited to the period ending September 26, 1941;

*14-16 Arlington Street; Felix Volpe; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26, 1941;

*130-134 Orange Street and 5 Burnet Street, Raynor Auto Ser-

vice; renewal of permit for automobile parking station and addition to the same; such use to be limited to the period of one year ending November 22, 1941;

100 Commercial Street; Simons Iron & Metal Co.; establishment of scrap iron and metal yard; such use to be limited to the period of five years;

*1067-1077 Raymond Boulevard; Servrite Service Station; renewal of permit for gasoline station and automobile parking station; the gasoline station to be limited to the period ending seven years from date of approval by the Board of Commissioners, and the parking station to the period of one year.

71-85 First Street; General Truck Sales and Service Corp.; construction of public garage for the sale and service of automobiles and trucks.

Respectfully submitted;
BOARD OF ADJUSTMENT.
R. B. Rankin,
Secretary."

Ordered filed, copy to be sent to each Commissioner and further action postponed to September 4, 1940.

The City Clerk: There are five renewal applications which can be disposed of at this time under suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these five cases.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Marjorie Reynolds (North Ward Building and Loan Association, owner) for the renewal of a permit for an automobile parking station; premises 142-148 Academy Street; such use to be limited to the period of one year ending August 9, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Adjustment Board.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Felix Volpe (Franklin Savings Institution, owner) for the renewal of a permit for an automobile parking station; premises 10 Arlington Street; such use to be limited to the period ending September 26, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Felix Volpe (Arthur H. Blaicher, owner) for the renewal of a permit for an automobile parking station; premises 14-16 Arlington Street; such use to be limited to the period of one year ending September 26, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (130 Orange Street Corp., and City of Newark, owners) for the renewal of a permit for an automobile parking station; premises 130-134 Orange Street; and an addition to the same on premises 5 Burnet Street; such use to be limited to the period of one year ending November 22, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Servrite Service Station (J & R Corporation, owner) for the renewal of a permit for a gasoline station and automobile parking station; premises 1067-1077 Raymond Boulevard; the gasoline station to be limited to the period ending seven years from date hereof, and the parking station to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we cur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk: The representative of the applicant, Simons Iron & Metal Company has asked for a suspension of the rules on their application for the establishment of a scrap iron and metal yard at 100 Commercial Street. There were no objectors at the hearing.

Mr. Rankin: It is at the foot of Commercial Street, property formerly used by the Ripley Lumber Company. The property between the yard and Raymond Boulevard is used for parking.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Simons Iron and Metal Co., Inc., (Estate of David Ripley, et al., owners) for the establishment of a scrap iron and metal yard; such use to be limited to the period ending five years from date hereof; premises 100 Commercial Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matters will take the usual course and be presented before the City Commission one week from today, on September 4th.

The City Clerk: I have the usual resolutions presented by Commissioner Murphy.

Mayor Ellenstein: The usual resolutions presented by Director Murphy will be considered as if they had been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed with balloting on candidates to fill the vacancy that exists in the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected. Any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Any other presentations?

Commissioner Byrne: Mr. Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin and Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected. Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Mr. Villani being chosen to

fill the vacancy, will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Dr. Ames Fillippone. As many as are in favor of Dr. Fillippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone having received but two votes is declared not elected. Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Frank Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission.

.....

Commissioner Byrne: I move we adjourn.

.....

.....

The roll being called, the motion was declared adopted by the following votes:

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The Board of Commissioners of
The City of Newark, New Jersey.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

.....

APPROVED:

City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

September, 1940

Newark, N. J., September 4, 1940

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of chapter 274, of the laws of 1928," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move you, Mr. Mayor, that further action on this ordinance be deferred until December 4, 1940.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance to rescind a resolution adopted September 20, 1934, by the Municipal Board of Alcoholic Beverage Control of the City of Newark," and

stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response.)

No one appearing, Commissioner Byrne moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance to rescind a resolution adopted September 20, 1934, by the Municipal Board of Alcoholic Beverage Control of the City of Newark," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to rescind a resolution adopted September 20, 1934, by the Municipal Board of Alcoholic Beverage Control of the City of Newark.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing for the VACATION of the west 10 feet of Grand Avenue, formerly known as Grant Street, from the Northerly line of South Orange Avenue northerly to the southerly line of Arsdale Place," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioners Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance providing for the VACATION of the West 10 feet of Grand Avenue, formerly known as Grant Street, from the northerly line of South Orange Avenue northerly to the southerly line of Arsdale Place," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the VACATION of the west 10 feet of Grand Avenue, formerly known as Grant Street, from the northerly line of South Orange Avenue northerly to the southerly line of Arsdale Place.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Twenty-four Thousand Two Hundred Fifty-five Dollars and Fifty-nine Cents (\$24,255.59) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance, from August 16th, 1940, to August 31st, 1940, as per annexed certified list, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,799.67
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Bookkeep- ing and Billing Division	2,272.29
Tax Receiver—Counter Division	969.82
Tax Receiver—Addresso- graph Division	470.80
Arrears of Personal Taxes	1,443.09
Tax Board—Assessors' Division	5,871.42
Tax Board—Surveyor's Division	1,407.80

Tax Revaluation W.P.A.	208.33
Assessments Local Im- provements	548.72
First District Court	1,190.82
Second District Court	1,115.80
Reserve for Liabilities (Auditing and Special Accounting)	720.00
	<hr/>
	\$ 24,255.59

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Sixteen Thousand, One Hundred Twenty-nine Dollars and Thirty Cents (\$216,129.30) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from August 16th to 31st, 1940, as follows:

Director's Office	\$ 395.83
License Division	835.40
Building Division	3,387.47
Electrical Bureau	2,009.48
First Criminal and Fam- ily Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	78,371.56
Police Division	128,748.36
	<hr/>
	\$216,129.30

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of One Hundred Ten Thousand Seven Hundred Sixty-five Dollars and Fifty-one Cents (\$110,765.51) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of August, 1940, as follows:

Director's Office	\$ 1,600.82
City Hospital—WPA Project No. 5410-7	166.66
Bureau of Health	27,044.02
United States Social Hygiene Fund	306.66
City Hospital	26,491.77
U. S. Health Sanitation Account	398.33
Convalescent Hospital	2,085.98
Newark City Home	83 75
Newark City Home—Camp Newark	1,675.15
Public Baths	5,868.32
Public Baths—Hayes Park West Pool	1,434.85
Newark City Alms House..	3,063.15
Ivy Hill Power Plant	3,293 93

Outdoor Poor Department	1,723 31
Law Department	3,821.49
Board of Adjustment	470.00
Emergency Relief—	
Administration	29,820.66
Emergency Relief—	
Administration—WPA Projects 4259-7, 5053-7, 336-7	1,416.66
	<hr/>
	\$110,765.51

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Six Thousand Two Hundred Nineteen Dollars and Ninety-three Cents (\$6,219.93), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 812.27
Outdoor Poor Department	4.90
Bus Transportation	4,316.50
Emergency Relief—	
Administration	43.68
Band Concerts	951.00
Public Outing (Camp Newark)	91.53
	<hr/>
	\$ 6,219.93

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Fourteen Thousand, Four Hundred Eighty Dollars and Forty-four Cents (\$14,480.44) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from August 16th to August 31st, 1940 as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
WPA Project No. 7159-0....	75.00
Public Buildings	8,654.07
Public Buildings—City	
Owned Property	228.26
Weights and Measures	550.66
Weights and Measures—	
Reserve for Dedicated	
Revenue	250.00
Printing and Stationery	185.00
Shade Tree	1,457.49
WPA Project No. 1485-7....	208.33
Central Purchase	1,663.32
	<hr/>
	\$ 14,480.44

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Com-

missioners of The City of Newark that the sum of Three Thousand, Six Hundred and Thirty-eight Dollars (\$3,638.00) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property for weeks ending August 28, 1940 and August 31, 1940 as follows:

Shade Tree	\$2,304.00
Public Buildings	1,334.00
	<hr/>
	\$3,638.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of One Thousand, Two Hundred Eighty-three Dollars and Sixty-nine Cents (\$1,283.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction (Boylan St.) WPA	
Project No. 6069-7)	\$ 336.50
Swimming Pool Construction (Clifton Ave.) WPA	
Project No. 6069-7	14.06
Swimming Pool Construction (Boylan St.) WPA	
Project No. 6069-7	292.51

Street Construction WPA
 Project No. 6926-7 640.62

 \$ 1,283.69

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Five Thousand, Two Hundred Fifty Dollars (\$5,250.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$5,250.00

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Fifty-four Dollars, and Thirty-eight Cents (\$54.38) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$54.38

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Forty-eight Thousand Two Hundred Sixty-two Dollars and Twenty-two Cents (\$48,262.22) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Semi-Monthly Payroll, Period August 16-Aug. 31, 1940.

Director's Office	\$ 1,452.07
Port Newark Operations	2,164.57
Bureau of Lighting	432.50
Bureau of Streets	6,142.87
Sidewalks	216.66
House Sewer Connections ..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning..	4,277.43
Bureau of Surveys	3,484.16
Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	19,496.50
Bureau of Street Cleaning	
Reserve for Liabilities....	200.60
Newark Labor Relations	
Board	390.00
Sewer Construction	832.91
Swimming Pool Projects	558.33
City Clerk	3,216.20
Elections	500.00
	<hr/>
	\$ 48,262.22

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of One Thousand, Two Hundred Fifty Dollars and Seventy-three Cents (\$1,250.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Planning WPA Project No. 7215-0	\$ 416.66
Sewer Construction WPA Project No. 6951-7	834.07
	<hr/>
	\$ 1,250.73

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-seven Thousand Eight Hundred Twenty-four Dollars and Sixty-five Cents, (\$37,824.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll, Period Ending August 28, 1940.

Port Newark Operations	1,876.60
Bureau of Motors	2,553.15

Bureau of Streets	1,861.65
Bureau of Sewers	911.33
House Sewer Connections..	455.93
Bureau of Street Cleaning	19,948.61
Street Construction	1,065.20
Bureau of Water	9,152.18
	<hr/>
	\$ 37,824.65

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is the sponsor of a Work Projects Administration Toy Mending Project presently located at the corner of Providence and Read Streets in the City of Newark, and of the Museum Extension Project presently located in the Belmont Avenue School, and a Mattress and Comforter Project now ready to be placed in operation; and

WHEREAS, the Union National Bank, landlord of the premises located at the corner of Providence and Read Streets have sold the building to the Salvation Army, making it necessary to remove this project to other quarters; and

WHEREAS, the Board of Education, owner of the Belmont Avenue School desires to use said building for their own purposes and have notified the Work Projects Administration to vacate said building; and

WHEREAS, it is necessary to provide new quarters for the operation

of the above projects and quarters for the operation of the Mattress and Comforter Project; and

WHEREAS, in applications for the above projects the sum of \$42,000.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, the Elbeco Realty Corporation of Newark, New Jersey, is the owner of the building located at 120-132 Pacific Street in the City of Newark, which building contains approximately 47,000 square feet of floor space which is well suited for the operation of said projects, and has agreed to lease said building to the City of Newark for twelve months;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with said Elbeco Realty Corporation for the premises hereinbefore described for a period of twelve months at a rental of \$750.00 per month, said rental to be paid monthly in advance from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects, subjects to such conditions and covenants as may be required by said Director of the Department of Public Affairs and to approval as to form by the law department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes

Yeas. Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Broken Stone, H. E. S. Portland Cement, City Highway Basin Heads, Bituminous Sand, Mineral Filler, Asphalt Refined Cement, Cold Mixed Asphalt Concrete Top Course Material and Refined Tar Cement.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8338, dated August 21, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the De-

partment of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

COLONIAL CONCRETE COMPANY
West Orange, N. J.

(Public Affairs)

Approx. 1,000 cu. yds. 1:3:6 Ready Mixed Concrete with Grade C or E Broken Stone Aggregate, using High Early Strength Portland Cement (Section 407, 408, 410, 412, 417, 418 and 420 Bureau of Streets) Standard Specifications @ \$5.23 cu. yd.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8338, dated August 21, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

F. BOWDEN COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 5,000 ft. Tile Pipe (sizes 6" to 24" inclusive) for the following discount below standard list price adopted by the Manufacturers, January 12, 1928—53%.

Approx. 500 Tile Specials (to include all bends, Y Branches, Stoppers, Tees or Traps of the above mentioned sizes) for the following discount below standard list price adopted by the Manufacturers January 12, 1928—53%.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8338, dated August 21, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

THE CENTRAL FOUNDRY—
Newark, N. J.

(Public Affairs)

Approx. 600 Curb Boxes without foot
or extension pieces @ \$1.55 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of August, the first half of September, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Isabelle C. Jones, temporarily appointed Telephone Operator, effective September 3rd, 1940, for a period of one week, at a salary of \$20.00 per week.

Miss Jones has been appointed for vacation relief.

Josephine Nester, temporarily appointed Telephone Operator from August 23rd to August 31st, 1940, at a salary of \$20.00 per week.

Marguerite Dow-Dell, temporarily appointed Telephone Operator, effective September 3rd, 1940, at a salary of \$20.00 per week.

Misses Jones and Dow-Dell were appointed for relief work during the illness of Anne Judson, Permanent Telephone Operator, who has been absent since August 22nd, 1940.

James Glancy, temporary Elevator Operator, services terminated September 2nd, 1940.

John Black, Cleaner, who has been on leave of absence without pay, returned to duty September 1st, 1940.

**VACATIONS GRANTED WITH PAY
EFFECTIVE ON DATES SHOWN:**

DIRECTOR'S OFFICE

Helen M. Cadier, Senior Clerk
Stenographer, two days of her vaca-
tion, September 5th and 6th, 1940.

PUBLIC BUILDINGS

Nicholas Millio, Cleaner, 12 days,
starting September 16, 1940.

Rose Diebold, Cleaner, one week,
balance of her vacation, starting Sep-
tember 23, 1940.

Anna Newhall, Cleaner, one week,
balance of her vacation, starting Sep-
tember 16, 1940.

SHADE TREE

Frank J. Ward, Laborer, 12 days,
starting August 29, 1940.

Vincent Spera, Laborer-Tree Climb-
ing, 12 days, starting September 3,
1940.

John Lally, Laborer, 6 days, bal-
ance of his vacation starting Sep-
tember 9, 1940.

Victor Epper, Laborer-Tree Climb-
ing, balance of his vacation, 4 days,
starting August 14, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Franklin offered the
following resolution:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to
the Board of Commissioners of the
City of Newark that the following
structure or use be allowed:

Application of John R. Tamburro
(Elise A. Stopper, owner) for the
establishment of a funeral home;
premises 343-347 Thirteenth Ave-
nue;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board
of Commissioners of the City of New-
ark, that said recommendations of
the Board of Adjustment be and the
same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

Commissioner Byrne: No objectors?
Mayor Ellenstein: Yes.

Commissioner Byrne: None here to-
day?

Mayor Ellenstein: None here today.
(No response)

Commissioner Byrne: I move we
concur in the recommendation of the
Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mr. William Nottle: I am withdrawing the other application which was granted before.

The City Clerk: You do that with the Board of Adjustment.

Mr. Nottle: I have with them also.

The following communication was received and read:

"September 4, 1940.

The Board of Commissioners,
City Hall,
Newark, New Jersey.

Gentlemen:

I am hereby surrendering to you the Zoning Permit which was granted to John R. Tamburro for a funeral parlor and dwelling at premises 339-341 Thirteenth Avenue, Newark, New Jersey.

Very truly yours,
William Nottle.
John R. Tamburro, Applicant."

Ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of General Truck Sales and Service Corp. (Mennen Company, owner) for the construction and operation of a public garage for the sale and service of automobiles and trucks; premises 71-85 First Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved, with the provision that there will be no noises created of such a character as to disturb any of the surrounding inhabitants in their slumbers.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who would like to be heard in opposition to this application?

Commissioner Byrne: I would like the privilege of having this adjourned for one week, if possible.

Mayor Ellenstein: Does that come from a request by any objector?

Commissioner Byrne: I would like to look into this. I had an inquiry on it and I am not familiar with it and I would like to have a week's adjournment on it, if I could.

Mayor Ellenstein: Are there any objectors here?

You are appearing for the applicant?

Mr. William C. Fiedler: Yes. This is Mr. Enright of General Motors, and

this is Mr. Gessening who represents the owner of the land, and I happen to be the broker.

Commissioner Byrne: Go ahead.

Mr. Fiedler: Well, in this transaction—

Mayor Ellenstein: Well, let us dispose of this question. Are you prepared to vote—

Commissioner Byrne: He can tell me something about it.

Mayor Ellenstein: Director Byrne has suggested that the matter be deferred for a week, and I don't know whether that was at the request of any objector or not.

Mr. Fiedler: Well, that would be a rather serious thing, because the proposed builder is under contract to deliver this building when, Mr. Enright?

Mr. Enright: December 20th.

Mr. Fiedler: It will take 90 days, with speed, to finish this building.

Mayor Ellenstein: Providing you do not strike any inclement weather.

Commissioner Byrne: Would you mind telling me just what it is?

Mr. Fiedler: Here is a building that is to cover an area of 50,000 square feet on the northeast corner of First Street and Dickerson Street, property owned by Mr. Meenen. It is proposed to erect a building on that area of 40,000 square feet at a cost of approximately \$100,000. The 10,000 feet will be used not for an open driveway into the building. This

building is to be used for garaging purposes, this is a sales and distribution station. In other words, their agents from all over northern New Jersey or all over New Jersey—

Mr. Enright: Up to Albany.

Mr. Fiedler: This is the place where their trucks are kept.

Commissioner Byrne: Have there been any objectors to this before the Board of Adjustment?

Mr. Fiedler: Yes.

Commissioner Byrne: What were the grounds?

Mr. Fiedler: The objection was on the ground that the entrances happened to be opposite somebody's house, and that they thought that the trucks would make it—

Commissioner Byrne: Are there any objectors here today?

Mr. Fiedler: If there are, I don't know.

The City Clerk: Are there any objectors present?

Mr. Fiedler: There was a man who appeared last week.

The following persons appeared and spoke against the resolution:

Mr. Mike Cotter, 111 Dickerson Street.

Frank Ciccone, 92 First Street.

Patrick J. Cunningham, 94 Dickerson Street.

Mayor Ellenstein: Will you say

during that period of operation that noises created there will not be of such a character as to disturb anybody?

Mr. Fiedler: Of course not.

Mayor Ellenstein: That is all you are interested in are the noises, which will not be of such a neighbor as to disturb—

Mr. Fiedler: This is no new invention; you would think it was something created yesterday.

Mayor Ellenstein: Is that agreeable?

Is there anybody else who wants to be heard?

I will entertain a motion that the action of the zoning board be concurred in, with the provision that there will be no noises created of such a character that will disturb any of the surrounding inhabitants in their slumbers. That is agreeable?

Mr. Fiedler: Yes, sir.

Mayor Ellenstein: In other words, it is not going to be a nuisance.

Commissioner Byrne: I so move you.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne: Mr. Mayor

and Director Franklin, I wish the City Clerk to read this last paragraph on the resolution regarding the Tube Reducing Corporation, and move that the minutes be properly adjusted.

The Clerk then read the paragraph as follows:

"And should any complaints be made, the Mayor and City Commissioners shall personally investigate such complaints and they alone shall determine the merit of the complaints so made and reach a decision based on their personal findings."

The City Clerk then read the resolution, as amended, in full:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tube Reducing Corporation, owner; for the construction of an addition to present factory in a 1st industrial district; premises 24-38 Grafton Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved subject to the following conditions:

That if at any time during the life of this permit between the hours of nine in the evening and seven

in the morning there are sufficient noises emitted from the plant so as to disturb the slumbers of the people in that locality the permit will be revoked insofar as operating the plant between the hours of nine in the evening and seven in the morning; however, it will not in any wise affect a full permit and full operation between the hours of 7:00 A. M. and 9:00 P. M. in the evening; and that the City Commission reserves the right to be the sole judge if and when any noises do occur, as to whether or not they are sufficient to disturb the slumbers of the people in that locality, and also reserve the right to revoke the permit in so far as it applies to operations between the hours of 9:00 P. M. and 7:00 A. M.

And should any complaints be made, the Mayor and City Commissioners shall personally investigate such complaints and they alone shall determine the merit of the complaints so made and reach a decision based on their personal findings."

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

APPROVED:

.....
.....
.....
.....

The Board of Commissioners of
The City of Newark, N. J.

.....
City Clerk.

Newark, N. J., September 11, 1940

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne presented the following ordinance for information.

An ordinance creating the Bureau of Purchase in the City of Newark, providing for the personnel, maintenance, and administration thereof, and defining, regulating, and prescribing the functions thereof:

Mayor Ellenstein: This ordinance will come up two weeks from today, on September 25th. It has been introduced for information only, and it will only come up for formal introduction on first reading, if it meets

with the approval of the City Commissioners.

The City Clerk presented "An Ordinance changing and establishing the width of the sidewalks of Mary Street from Amsterdam Street to Avenue L," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance changing and establishing the width of the sidewalks of Mary Street from Amsterdam Street to Avenue L," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance changing and establishing the width of the sidewalks of Mary Street from Amsterdam Street to Avenue L.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring all Contractors with the City of Newark to employ their employees at prevailing wages and conditions of labor," and stated that today was the time fixed for a hearing on same, this being the adjourned date for same.

Commissioner Franklin: Two weeks ago I said I had been requested to ask for an adjournment of two weeks. At that time Director Murphy asked if there was going to be any further delay. I said I didn't think there would be, I just had been asked for this one request. The person who asked for the delay has not returned from his vacation, but will be here within the week; and I would ask a one week's adjournment, and I am sure that that will be the last.

Commissioner Murphy: Director Franklin, that will mean two weeks, as far as I am concerned, because I will be at a convention next week. Of course, while it has been kicked around for several months, I suppose it might as well hang for another two weeks; I can't do anything about it. But representatives are here from the Council, representing labor. I see

Brother Williams, the representative of the printers. Of course, at your request, I did not want to be contrary—

Commissioner Franklin: I am sorry; but it is something I did not anticipate and something beyond my control. I am sorry Labor had to come here today, and I just want the one week. If you have to put it over two weeks, I am sorry.

Commissioner Murphy: Well, it will have to, as far as I am concerned.

Commissioner Franklin moved that the ordinance be laid over to September 25th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Mr. Bigelow: It is no longer necessary; it can be dropped.

Mayor Ellenstein: Is it up today?

Mr. Bigelow: Yes. You wrote me a letter. It has been laid over to today. I wrote the City Clerk—

Mayor Ellenstein: Is this ordinance being abandoned altogether?

Mr. Bigelow: Yes, sir. If you want me to explain it, I will explain it.

Mayor Ellenstein: That has been dropped?

Mr. Bigelow: I advised you to drop it because I found I can issue the permit without any change.

Mayor Ellenstein: I will entertain a motion that the ordaining clause be stricken from the ordinance.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: On that motion that was made, I understand that was only on the prevailing wage. Of course, the representative of the printing trades is here and wants to know if Director Franklin's request also applies to the ordinance pertaining to the use of the union label.

Commissioner Franklin: The request I had was just to postpone action on the ordinance.

Commissioner Murphy: Both ordinances?

Commissioner Franklin: What the merits of it are, I don't know.

Commissioner Murphy: Well, just so they do not have to wait. They are asking the question.

Commissioner Franklin: It was just a request that the ordinance be postponed for that period.

Commissioner Murphy: I mean both ordinances?

Commissioner Franklin: I assume so.

Commissioner Murphy: Just so I can tell the gentleman.

Commissioner Franklin: What is the other ordinance?

The City Clerk: That was only introduced on information.

Commissioner Murphy: It was to come up today whether it was finally to be introduced on first reading. This is the one on the use of the union label on printing.

Commissioner Franklin: This was on the wage and hour proposition.

Commissioner Murphy: This is another one.

Commissioner Franklin: I do not believe there was a request on that.

The City Clerk: This is about to come up. It has been introduced for information only.

Mayor Ellenstein: Has this ordinance been referred to the Law Department?

Commissioner Murphy: Yes, they had both ordinances. And there was a resolution passed by the City Commission which outlined the Commission's intent and purpose on the use of the union label. Now, of course, these groups feel as though the City Commission should adopt an ordinance and not just a resolution, and they believe the ordinance should be part of the—

Mayor Ellenstein: I do not see the approval of the Law Department on this ordinance.

Commissioner Murphy: No. They recommended the resolution.

Mr. Thomas Parsonnet: I think I can explain that, if you wish. When this ordinance was presented to the Corporation Counsel he checked the law and found that in 1901 the Paterson Chronicle case was decided holding such an ordinance was unlawful. Subsequently, the prevailing wage act was passed by the State Legislature and within the past two years two cases in New York have decided a similar ordinance was wrong. The Corporation Counsel did not want to approve the legality of that ordinance because of the 39 year old case, but he has indicated there is adequate opportunity to test the matter for the purpose of finding out whether there has been any change in court philosophy since that time.

Mayor Ellenstein: There is no objection to introducing this ordinance today and having a hearing two weeks from now, and avoid the necessity of these labor delegates coming down twice.

Commissioner Murphy: They can come down at the same time.

Mayor Ellenstein: Is there any objection to introducing this ordinance on first reading?

The City Clerk: This gentleman wanted to be heard.

Mayor Ellenstein: This ordinance is introduced for information. Do you want to be heard on it? Are you in favor of it or against it?

Mr. Archie McCorkindale: We are in favor of it.

Mayor Ellenstein: It isn't necessary,

because it is going to be introduced on first reading, and you save yourself for two weeks from today when it will come up for second and final hearing. You see, that is the same as approving of it — this ordinance originally had been introduced for information. That means it does not go through the legal process of advertising. Now, just have it introduced formally for its first reading. It then will be advertised, and two weeks from today will be before the City Commission for final adoption. It will be better if you will save whatever you want to say until two weeks from today.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance requiring the use of the union label on all stationery and printing.

The Board of Commissioers of the City of Newark do ordain.

1. That all printing and stationery hereafter purchased for the City of Newark or for any of its departments, divisions, officers or employees shall bear the union label of the ALLIED PRINTING TRADES COUNCIL OF ESSEX COUNTY or the union label of the ALLIED PRINTING TRADES COUNCIL having jurisdiction over the territory in which said printing

or stationery shall be printed, or of any local union or national or international union whose employees shall receive wages and working conditions equal to or better than the wages and working conditions prevailing in the territory where such printing or stationery shall be produced.

2. It is hereby declared to be the public policy of the Board of Commissioners of the City of Newark that all printing and stationery hereafter purchased by the said City shall be printed and produced by workers who shall receive the prevailing wages and conditions of labor aforesaid, and that best and most satisfactory proof of the receiving by such workers of such prevailing wages and conditions of labor is the presence upon such printing and stationery of the union label.

3. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that September 25th, 1940, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mr. Charles Shankroff, 80 Court Street: I do not want to discuss this ordinance. I want to show there was opposition to this proposed ordinance.

Mayor Ellenstein: You want to be recorded as being opposed?

Mr. Shankroff: That is right.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of One Hundred Fifty-three Dollars (\$153.00) be and the same is hereby appropriated to person named on the annexed certified list (on account of expenses incurred by him by reason of injury sustained to his elbow on right arm on May 29th, 1940, in the Cashier's Cage of the Tax Receiver's Office) being the bills and claims of the Department of Revenue and Finance as follows:

Subject to requirements of Law Department relating to legal procedure.

Tax Receiver—

Cashier's Division\$153.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eight Thousand Six Hundred Nineteen Dollars and Eighty-two Cents (\$8,619.82) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 79.05
Auditor's Office	18.45
Maintenance Foreclosed Properties	6.75
Cost of Bond Issue	75.84
Stenographic Services	5.00
Reserve for Overpayment, Tax Receiver	71.42
Tax Board—Assessors' Division	208.00
Treasurer's Office	15.00
Reserve for Overpayment, Comptroller	8,140.31
	<hr/>
	\$ 8,619.82

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Seven Hundred Thirty-five Dollars and Five Cents (\$735.05) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Tax Receiver—Cashier's Division\$125.75

Reserve for Overpayment—
 Tax Receiver 132.77

Reserve for Overpayment—
 Comptroller 147.53

Tax Board—Assessors
 Division 329.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Seventeen Thousand Three Hundred Eighty-eight Dollars (\$17,388.00) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

North Seventh Street—
 Opening Damages\$ 3,960.00
 Plane Street Change of
 Grade Damages 6,183.00
 Commerce Street Change of
 Grade Damages 7,245.00
 \$ 17,388.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Thousand Five Hundred Thirty-three Dollars and Thirty-eight Cents (\$1,533.38) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Division of Works Projects
 No. 7185-0 Sub A-6\$ 413.99
 Reserve for Liabilities—
 Tax Revaluation 1,119.39
 \$1,533.38

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand Four Hundred Ninety-six Dollars and Forty-eight Cents (\$2,496.48) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board—Assessors'
 Division\$2,496.48

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand and Twenty-six Dollars (\$2,026.00) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll for the Temporary Building Enumerators, Department of Revenue and Finance, from August 16, 1940, to August 31, 1940, as follows:

Tax Revaluation—W.P.A.
(New)\$2,026.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Four Thousand Nine Hundred Sixty-eight Dollars and Sixty Cents (\$4,968.60) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$4,968.60

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Four Hundred Fifty-one Dollars and Twenty-seven Cents (\$451.27) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office\$ 15.00
License Division 261.81
Building Division 75.96
Electrical Bureau 98.50

\$451.27

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of One Hundred Eighty-two Dollars and Eighty-nine Cents (\$182.89), be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll from April 16th to August 31st, 1940, as follows:

Newark City Hospital\$182.89

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-two Thousand Seven Hundred Sixty-three Dollars and Sixty-four Cents (\$32,763.64) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$ 4,607.57

Emergency Relief—

Administration 4.50

Emergency Relief—

Administration 2,017.19

W.P.A. Account 4,430.23

(Project No. 336-7, No. 6693-7, No. 6722-O-A52) 4,430.23

W.P.A. Account (Project No. 336-7, No. 6683-7) 68.05

Convalescent Hospital 2,405.18

Newark City Hospital 13,379.76

Bureau of Health 4,876.16

Reserve for Liabilities,
1939 (Newark City Alms
House) 975.00

\$ 32,763.64

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioners Byrne offered the following resolution

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Four Hundred Forty One Dollars and Forty-eight Cents (\$3,441.48) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 4th and September 7th, 1940, as follows:

Shade Tree\$2,101.48
Public Buildings 1,340.00

\$3,441.48

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Seven Hundred Thirty-five Dollars and Forty-two Cents (\$735.42) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Surveys\$ 9.40
City Clerk 429.35
Docks 65.89
Airport Construction 60.00
Water 58.00
Street Cleaning 112.28

\$735.42

M. Ellenstein
Pearce R. Franklin
Jos. M. Eyrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Ninety-six Dollars and Ninety-one Cents (\$296.91) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$245.33
Streets	6.00
Port Newark Operations	11.29
City Planning (WPA Proj. No. 7215-0)	11.50
Toy Mending (WPA Proj. No. 7050-0)	17.79
Sewers	5.00
	<hr/>
	\$296.91

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty Thousand, One Hundred Five Dollars and Eighty-seven Cents (\$20,105.87) be and the same hereby is appropriated to the persons named, as per Certified List attached, being

the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction (WPA Proj. No. 6951-7)	\$ 925.44
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City Planning (WPA Proj. No. 7215-0)	500.00
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Street Construction (WPA Proj. No. 6926-7)	11,861.90
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WPA Project No. 6069-7—

Swimming Pool Const. (Hayes Park East)	291.98
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Swimming Pool Const. (Hayes Park West)	427.65
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Swimming Pool Const. (Boylan Street)	1,128.11
(Clifton Avenue)	12.80

Street Construction (WPA Project No. 6926-7)	1,269.79
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WPA Project No. 6069-7—

Swimming Pool Const. (Hayes Park East)	750.35
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Swimming Pool Const. (Hayes Park West)	374.01
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Swimming Pool Const. (Boylan Street)	344.84
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Swimming Pool Const. (Clifton Avenue)	326.55
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Mattress Factory (WPA Project No. 6434-0)	750.00
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Arts and Crafts (WPA Project No. 7070-0)	192.93
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Reserve for Liabilities—

Swimming Pool Const. (Hayes Park East)	935.50
(Swimming Pool Const. (Hayes Park West)	14.00
	<hr/>
	\$ 20,105.87

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nayes: Commissioner Byrne.

RESOLVED, That the sum of Thirty-six Thousand Seven Hundred Fifteen Dollars and Eighty-five Cents (36,715.85) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll,
Period Ending Sept. 4, 1940.

Port Newark Operations	\$ 1,919.90
Bureau of Motors	2,608.80
Bureau of Streets	1,744.03
Bureau of Sewers	998.36
House Sewer Connections..	447.43
Bureau of Street Cleaning	19,241.20
Street Construction	752.33
Bureau of Water	9,003.80
	<hr/>
	\$ 36,715.85

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the following bond be and the same is hereby approved as to sufficiency:

KEEPER OF JUNK SHOP
Abe Kurman, 964-70 Frelinghuysen Avenue.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Biertuempfel Bros. Cork Company, 33-37 Avenue L, bankrupt in bankruptcy, claim filed April 21st, 1939.

1936 personal tax	\$148.30
1937 personal tax	184.50
1938 personal tax	239.50
1939 personal tax	227.50

making a total of \$790.80 flat

WHEREAS the Receiver has declared a first, last and final dividend of \$595.18, representing balance in the estate;

BE IT RESOLVED that the Tax Receiver be authorized to accept same and apply \$148.30 to the 1936 personal tax, \$184 50 to the 1937 personal tax,

\$230.50 to the 1938 personal tax and \$31.88 to the 1939 personal tax and the balance of the 1939 personal tax in the amount of \$195.62 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Rudolph F. Eckstein, 804 Bergen Street, bankrupt in bankruptcy, claim filed June 13th, 1939 1938 pers. tax \$92.20; int. 6.40; \$98.60 1939 pers. tax 92.20; " 92.20 making total amount of claim as filed \$190.80.

WHEREAS, The Receiver has paid the amount of our claim as filed—\$190.80;

WHEREAS, The rate for the 1939 taxes had not as yet been established at the time of filing, therefore, claim was filed on the basis of the 1938 rate in the amount of \$92.20;

WHEREAS, The amount of the 1939 personal tax was \$186.50;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$92.20 to the 1938 personal tax and \$98.60 to the 1939 personal tax, making a total of \$190.80 and the balance of the 1939 personal tax in the amount of \$37.90 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph E. and Nathan Lustig, individually and as co-partners trading as "Harriet Shop," 506 Clinton Avenue, bankrupt in bankruptcy, claim filed February 13th, 1940

1936 personal tax	\$38.70
1937 personal tax	73.80
1938 personal tax	36.88
1939 personal tax	68.25
1940 personal tax	72.75

making a total of \$290.38 flat.

WHEREAS, The Receiver has declared a first, last and final dividend of \$179.77, representing balance in the estate;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$38.70 to the 1936 personal tax, \$73.80 to the 1937 personal tax, \$36.88 to the 1938 personal tax and \$30.89 to the 1939 personal tax, making a total of \$179.77, and the balance of the 1939 personal tax amounting to \$37.86 be cancelled and the 1940 personal tax in the amount of \$72.75 be remitted.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, George R. Andrews is

an honorably discharged veteran entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, He obtained an exemption of \$200.00, tax \$9.10 from his personal property assessment for 1939, and

WHEREAS, He was on October 1st, 1938 the owner of record of property located at Block 1930, Lot 27, 246 North 6th Street, Newark, which property was assessed at a valuation of \$3,400, tax \$154.70;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said George R. Andrews be granted a further exemption of \$300.00, tax \$13.65 for 1939 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Nicholas H. Giesse is an honorably discharged veteran entitled to a total exemption of \$500.00 from the assessed valuation on his real and personal property; and

WHEREAS, He obtained an exemption of \$100.00, tax \$4.61 from his personal property assessment for 1938; and

WHEREAS, He was on October 1st, 1937, the owner of record of property

located at Block 304, Lot 20, 60 Holland Street, Newark, which property was assessed at a valuation of \$4,200, tax \$193.62;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said Nicholas H. Giesse be granted a further exemption of \$400.00, tax \$18.44 for 1938 and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That permission be and the same is hereby granted to Dugan Brothers of New Jersey, Inc., a corporation of New Jersey, to place and maintain a four (4) inch conduit and manhole beneath the surface of Third Street, the said conduit to begin at a point in the westerly side line of Third Street about 180 feet south of the southerly side line of Berkeley Avenue and running thence southerly parallel with the westerly side line one (1) foot therefrom for approximately 200 feet to the manhole location and running thence at right angles in an easterly direction across Third Street to a point in the easterly side line of Third Street approximately 110 feet north of the northerly side line of Abington Avenue extended. The construction and

placing of the conduit and manhole shall be as shown on a plan on file in the office of the Chief Engineer of the Department of Public Affairs.

AND BE IT FURTHER RESOLVED, that such permission be and the same is hereby given, upon the condition and provision that the said conduit and manhole shall be removed within ten (10) days after the receipt by the said Dugan Brothers of New Jersey, Inc. or its successors, of notice from the City of Newark, ordering the discontinuance of said conduit and manhole, and upon the further condition and provision that the said Dugan Brothers of New Jersey, Inc., shall indemnify and save harmless the said City of Newark, its officers, agents and servants, from any and all claim or claims, whatsoever for any damage to any person, firm or corporation, arising from, or in any way connected with, the granting of said privilege, or by reason of the location, maintenance, or existence of the said conduit and manhole.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Groceries for the Department of Public Works, Motor

Parts for the following equipment: Elgin Street Sweepers, Ahrens-Fox Fire Engines, American La France Fire Engines, White Trucks and Ford and Buick Automobiles, for the various departments requiring same; Storage Batteries for various departments, and removing wood counter and installing slide-in door safes, in the City Clerk's Office.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8341 dated August 21, 1940, the Director of the Department of Public Works, publicly solicited, received and opened bids for furnishing all the labor and material necessary for the complete installation of thirty-two (32) new heavy casement steel windows and bronze screens complete with obscure and clear glass at the Newark City Hospital;

WHEREAS, Karl Vogelsberg of No. 9 Oliver Street, Newark, New Jersey, has bid the sum of Two Thousand, Nine Hundred Twenty-eight Dollars (\$2,928.00) for the complete installa-

tion, which proposal has been accepted as the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the proposal of said Karl Vogelsberg be and the same is hereby accepted and the contract awarded to Karl Vogelsberg, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8373, dated August 28, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as

determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

CROFT STEEL WINDOWS, INC.—
Jersey City, N. J.

(Public Works)

Thirty-two (32) Heavy Steel Casement Windows and Bronze Screens for the sum of \$1,249.00.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to proceed to the raising of the floor of the City Hall office occupied by the Division of Weights and Measures to the same level as that of the floor of the offices occupied by the Department of Central Purchase, and as this may be temporary in nature, the floor beams may be of wood, and the Director and the Superintendent of

Buildings are hereby accordingly authorized and directed, it being understood that the work will be done by Department of Parks and Public Property trade mechanics, and supervised by the Superintendent of Buildings.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e.
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, His Excellency, A. Harry Moore, Governor of New Jersey, did on August 28th, 1940, call a meeting of the State Aeronautic Council, and appointed a Committee consisting of

Mr. Richard Weil, Jr., Chairman,

Colonel Frank D'Olier,

Mr. George E. Stringfellow,

General Edward C. Rose, and

Mr. Kelley Graham;

and ex officio members of the Committee:

Mr. Barkley Harding, Chairman of the State Council, and

Mr. Carlos Kelly, Secretary of the State Council,

for the purpose of doing all in their power to expedite the resumption of airline service at Newark Airport; and

WHEREAS, it is the earnest desire of the Board of Commissioners of the City of Newark to restore airline service to the Newark Airport as promptly as possible, and without any cost to the taxpayers of the City of Newark for the maintenance and operation thereof, or for capital expenditures to be made in the future in connection therewith; and

WHEREAS, in the opinion of the Board of Commissioners of the City of Newark the restoration of airline service at the Newark Airport is desirable to promote convenient air service and industrial development through air transportation;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Meyer C. Ellenstein, Mayor of the City of Newark, and Director of the Department of Public Affairs, be and he is hereby authorized to render full cooperation to the Committee appointed by His Excellency, A. Harry Moore; and

BE IT FURTHER RESOLVED, That Mayor Ellenstein is authorized to empower the said Committee to negotiate with an operating company for the leasing of Newark Airport, with the understanding that the operation, maintenance and capital improvements and expenditures at Newark Airport will entail no cost to the taxpayers of the City of Newark, and with the further understanding that the City of Newark shall reserve the right to use the said Airport as a means of industrial expansion, without any interference to or with commercial aviation; and

BE IT FURTHER RESOLVED, that the aforesaid Committee shall have authority to make terms with the operating company, subject to the

approval by the Board of Commissioners, in accordance with law.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of September, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

The services of Peter Mullen, temporary Elevator Operator, terminated, effective September 16th, 1940.

The services of John Wittick, temporary Watchman, terminated, effective September 13, 1940.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

DIRECTOR'S OFFICE

Helen M. Cadier, Senior Clerk Stenographer, two days, the balance of her vacation, September 12th and 13th, 1940.

PRINTING AND STATIONERY

John J. Carey, Clerk, three days of

his vacation, September 16th, 17th and 18th, 1940.

CENTRAL PURCHASE

Ruth Cooke, Purchase Clerk, 12 days, starting September 3, 1940.

Esther A. Connolly, Purchase Clerk, 12 days, starting September 9, 1940.

Eleanor T. McCormack, Purchase Clerk, 6 days, balance of her vacation, starting September 9, 1940.

Margaretta E. Reheis, Clerk Stenographer, 6 days of her vacation, starting September 16, 1940.

Marion Quinn, Clerk Stenographer, 6 days, balance of her vacation, starting September 23, 1940.

Genevieve R. Abel, File Clerk, 6 days of her vacation starting September 16, 1940.

SHADE TREE

Charles Rone, Laborer, 12 days, starting August 15, 1940.

Thomas Judge, Laborer, 12 days, starting September 12, 1940.

Louis Melchione, Laborer-Tree Climbing, 5 days of his vacation, starting September 16, 1940.

WEIGHTS AND MEASURES

Walter G. Franz, Ass't Superintendent, 1 week of his vacation, starting September 7, 1940.

Louis LeBoliva, Laborer, 12 days, starting September 7, 1940.

(Six of these days were due Mr. LaBoliva from 1939)

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the 29th National Safety Congress and Exposition of the National Safety Council is to be held in Chicago, Illinois, October 7th to October 11th, inclusive, and

WHEREAS, Matthew J. Bolger, Inspector of Police, Police Division, Department of Public Safety, has been studying traffic regulations and control for the City of Newark; and

WHEREAS, William C. H. McEnroe, Judge of the Night Police Court has jurisdiction of all traffic violations, and

WHEREAS, it is the opinion of the Board of Commissioners that the participation of said Inspector Matthew J. Bolger and Judge William C. H. McEnroe at said Congress would insure to the benefit of not only the Department of Public Safety but also to the citizens of the City of Newark because of the exchange of ideas in regard to traffic control, regulation and accident prevention methods used throughout the United States;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said Inspector Matthew J. Bolger and Judge William C. H. McEnroe, be and they are hereby authorized to

attend the 29th National Safety Congress in Chicago, Illinois, from October 7th to October 11, 1940, inclusive, and that Inspector Matthew J. Bolger and Judge William C. H. McEnroe, be paid the expenses incurred by them because of their attendance at said Congress, in an amount not exceeding \$200.00 each.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

The following communication was received and read:

"BOARD OF ADJUSTMENT
CITY HALL
Newark, New Jersey

September 10, 1940.

The Board of Commissioners
of the City of Newark

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 2, Chapter 274, P. L. 1928 (10; 55-30 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinances be allowed:

439-445 High Street; The Society of Babies' Hospital, owner; in a 2nd business district the construction and operation of a gasoline sta-

tion, including lubratorium; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years;

*231-235 Clinton Avenue; Lyon Motors, Inc.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending July 22, 1941;

*721-723 McCarter Highway; Kearny Motors, Inc., renewal of permit for automobile sales station; such use to be limited to the period of one year ending August 23, 1941;

*769-775 Broadway; Woodside Service Station; renewal of permit for automobile parking station; such use to be limited to the period of two years ending August 7, 1942;

*45-47 Edison Place; Battery Park Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 1, 1941;

*124-130 Academy Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period ending August 2, 1941;

*74-76 Clinton Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 31, 1941;

*64-66 Mulberry Street Rayner Auto Service; renewal of permit for automobile parking station and one stationary gasoline pump; such use to be limited to the period of one year ending September 23, 1941;

214-216 Mount Prospect Avenue; Robert H. Fava, architect; in a 3rd residence district the construction of dwelling beyond the required setback line; (No objectors);

109 Bank Street; W. Cyril Davis; in a 1st industrial district the establishment and operation of an addition to present automobile parking station; such use to be limited to the period ending July 18, 1941; (No objectors);

*261-265 Washington Street; Safety Parking Corporation; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 11, 1941;

*7 Avon Avenue, Aarno Company, Inc.; renewal of permit for wood-working shop, and storage of sash doors, trim, lumber, etc.; such use to be limited to the period of two years ending July 20, 1942;

178-180 South Twelfth Street; George L. Schrade; in a 2nd business district the establishment of a bottled beer distributing business; such use to be limited to the period of one year.

Respectfully submitted,
BOARD OF ADJUSTMENT.
R. B. Rankin,
Secretary."

Ordered filed, copy to be sent to each Commissioner and further action postponed to September 18, 1940.

The City Clerk: There has been referred to us, over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, thirteen zoning matters, nine of which are renewals, and there has been a request on three for a suspension of the rules.

Mayor Ellenstein: That means twelve matters.

The City Clerk: Twelve matters that can be disposed of at this time.

Mayor Ellenstein: There has been no objection to the three?

The City Clerk: No objectors on the three.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these twelve matters.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lyon Motors, Inc. (City Theatre of Newark, Inc., owner); for the renewal of permit for automobile sales station; premises 231-235 Clinton Avenue; such use to be limited to the period of one year ending July 22, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kearny Motors, Inc. (Warmec Corporation, owner); for the renewal of permit for automobile sales station; premises 721-723 McCarter Highway, such use to be limited to the period of one year ending August 23, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Woodside Service Station (Armour Realty Co., owner); for the renewal of permit for automobile parking station; premises 769-775 Broadway; such use to be limited to the period of two years ending August 7, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein

Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Battery Park Co. (Fidelity Union Trust Co., trustee, owner); for the renewal of permit for automobile parking station; premises 45-47 Edison Place; such use to be limited to the period of one year ending September 1, '941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Rosa Carrino, Donato Testa and Estate of John Grom, owners); for the renewal of permit for automobile parking station; premises 124-130 Academy Street; such use to be limited to the period ending August 2, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Houston Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 74-76 Clinton Street; such use to be limited to the period of one year ending August 31, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Gertrude E. Hummel, owner); for the renewal of permit for automobile parking station and one stationary gasoline pump; premises 64-66 Mulberry Street; such use to be limited to the period of one year ending September 23, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Safety Parking Corp. (Chelsea Securities & Investment Co., owner); for the renewal of permit for automobile parking station; premises 261-265 Washington Street; such use to be limited to the period of one year ending September 11, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert H. Fava, architect (Dr. Ames Filippone, owner) for the construction of dwelling beyond the required setback line in a 3rd residence district; premises 214-216 Mount Prospect Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of W. Cyril Davis (Jasam Holding Co., owner); for establishment and operation of an addition to present automobile parking station in a 1st industrial district; premises 109 Bank Street; such use to be limited to the period ending July 18, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of George L. Schrade (Florence Crimmins, owner); for the establishment of a bottled beer distributing business in a 2nd business district; premises 178-180 South Twelfth Street; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Aarno Company, Inc. (Pennington Satterthwaite, owner); for the renewal of permit for woodworking shop, and storage of sash, doors, trim, lumber, etc.; premises 7 Avon Avenue; such use to be limited to the period of two years ending July 20, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne. I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other cases will take the usual course and he heard one week from today by the City Commission.

The City Clerk: I have a resolution just handed to me by Director Murphy who asks that it be read in full.

Mayor Ellenstein: Mr. O'Brien, have you had a copy of this resolution? It was just handed to me.

Mr. O'Brien: May I see it?

(Commissioner Murphy handed Mr. O'Brien a copy of the resolution.)

Mr. O'Brien: I never saw it before.

Mayor Ellenstein: Let us have it read in full.

Is Mr. Ward here? I think you ought to get Mr. Ward in, Mr. O'Brien.

Commissioner Murphy: In the meantime you can take action on the resolutions to be introduced as a whole.

Mayor Ellenstein: They will be considered as though they had been read, the usual resolutions, the five that are introduced by Director Murphy.

A resolution re-assigning divisions

in the Department of Parks and Public Property.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not adopted.

All right, now you will read the resolution.

(The City Clerk read a resolution rescinding resolution number 8308,

authorizing payment of commission to Waring Realty Company).

Mayor Ellenstein: What do you say about that?

Commissioner Murphy: Well, my contention is—

Mayor Ellenstein: Mr. Ward.

Commissioner Murphy: Pardon me.

Mayor Ellenstein: This resolution alleges that Mr. Ward made a mistake in representation to the City Commission.

Mr. Ward: In the first place, the opinion was and is that there is a 50 year lease; that the tenant complied with the requirements by erecting a two-story building, and upon that condition having been met the 50 year lease came into existence.

Before I refer to the matter of the resolution I want to direct the attention of the members of the Commission that the words "immediately to erect a building" are contained not only in relation to the two-story building but also the one-story building; and if Director Murphy is making his determination upon the immediate erection of a building, then he has to read that "immediate" as it might relate to the one-story and the two stories.

Mayor Ellenstein: Then the tenant has no lease at all?

Mr. Ward: Under those circumstances, he never erected a one-story building or a two-story building, so he has no lease.

In the matter of the resolution, the question which came up which

was raised by Director Murphy: Mayor Ellenstein asked me if there had been any extension of time, and I said I thought there had been. And the Mayor asked me if it was by resolution of the City Commission, and I said I thought it had been.

I immediately went back—Commissioner Byrne turned to me and said, "Is this a legal matter for the city to pay?" And I said yes. On my saying so, Director Byrne signed that resolution, and upon the same day so the other Commissioners signed it.

Now, I did go back and I found this resolution in my papers which appeared to be a copy of a resolution adopted on December 29, 1936. I immediately made a copy of that resolution and sent it to Director Murphy, and subsequently—

Mayor Ellenstein: Is that a certified copy, but it has the appearances of a copy of a resolution which I relied upon.

Mayor Ellenstein: You don't know whether that resolution was actually passed by the City Commission or not? You don't now know?

Mr. Ward: The record so far has failed to disclose it. We have not been able to find the conference minutes.

Mayor Ellenstein: But you have a lease properly executed by the City?

Mr. Ward: Yes, we have a lease—

Mayor Ellenstein: A 50 year lease, I am talking about.

Mr. Ward: Yes.

Mayor Ellenstein: Would it make

any difference whether this was actually a certified copy of any resolution passed prior to the execution of the lease or not?

Mr. Ward: It would not make any difference because there would be acquiescence on the part of the city by acceptance of the rent.

Commissioner Murphy: In other words, in your opinion this has no bearing on the situation whatsoever, is that right?

Mr. Ward: Not now, no.

Mayor Ellenstein: Not after the lease is properly executed.

Commissioner Murphy: Of course, there isn't any such resolution now, according to the record that they have investigated.

Mr. Ward: Mr. Stanton has searched the records in the City Clerk's office.

Mayor Ellenstein: That wouldn't make any difference?

Mr. Ward: That wouldn't make any difference.

Mayor Ellenstein: Then it is the position of the Law Department now, your legal opinion, that the money is due. Is that what you are advising the City Commission?

Mr. Ward: My Opinion is the tenant has a 50 year lease and the commission is due the broker.

Commissioner Murphy: I would like to state, Mr. Mayor, I have been served by counsel McGlynn, who has applied for a writ of mandamus, so, of course, if the position of the Com-

mission is just the same and it hasn't changed, I told him I was going to bring it up before the City Commission, my position. Of course, in the meantime he went into Court and applied for a writ of mandamus and served me yesterday afternoon, I think it was, if I am not mistaken,—late yesterday afternoon. So, of course I will just simply have to defend the position I have taken on being served by counsel, unless the City Commission wants to instruct the Law Department—

Mayor Ellenstein: It is silly and ridiculous when the Law Department gives the City Commission an opinion that the money is due and owing, to ask the Law Department to go in and defend it. If you have had expert legal advice that you are not obliged to pay the money by order of the City Commission, why, go in and get your expert legal adviser to defend it. But how can you ask the Law Department of the City to go in and defend your action when their opinion is what prompted the City Commission — the majority of the City Commission to sign the resolution? It is ridiculous.

Commissioner Murphy: Of course, everything I do is ridiculous in your opinion.

Mayor Ellenstein: It is still their opinion. You uncovered that there is no such resolution—

Commissioner Murphy: I am getting their opinion now just like you are. After uncovering this resolution, nothing was adopted by any City Commission and was still made part of the Law Department files. I still believe and am legally advised that the city is in a good position in order to contend that there is no 50 year

lease there, and I, as Revenue and Finance Director, certainly do not intend to pay out \$26,000 in fees as long as I am being advised that way.

Now, the Law Department is advising the City Commission otherwise. I have been served by counsel representing the company involved. As far as I am concerned as Revenue and Finance Director, I am going to contest into Court this case here. And if it is necessary I will carry it right in there with my own counsel.

Mayor Ellenstein: That is right; that is what you should do.

Commissioner Murphy: It isn't right, but I will say it is right for me to carry on.

Mr. O'Brien: May I say, Mr. Mayor, if Director Murphy has any suit instituted against him in his official capacity and he feels he has any defense to that action, why, the Law Department at his request will certainly present all of his views, such as are pertinent, of course, to the case, and will represent him if he wants us to. That is our job, and we are glad to do it. We have been in that position before where we had approved matters and the question came up, we told the Court what our opinion was and what we had done, and the Directors had certain other views which they desired to present, and we presented them.

Mayor Ellenstein: Do you want the Law Department to contest that mandamus proceedings started against you?

Commissioner Murphy: I don't know whether the opinion given now is all right or not. The position taken by

the City Commission is they can't. He says he can.

Mayor Ellenstein: I say it is an inconsistent position, I don't say they cannot. If you ask the Law Department to represent you, they will represent you.

Commissioner Byrne: I would like to make this request, that I went along on this resolution on the assurance of Mr. Ward. In view of the fact there is no resolution on record, I would like to ask Mr. McGlynn if he would stay that mandamus proceeding to enable me to look into this, for one week. Otherwise, I would have to move, on your opinion, to have this resolution rescinded, if there is no resolution. I think you must have a resolution. That is the way I have been advised hurriedly. But in order to solve the whole problem, I would ask Mr. McGlynn, as counsel for the plaintiff, if he would delay the mandamus proceeding.

Mr. McGlynn: Commissioner Byrne, I have been delaying this since June at everybody's request. Commissioner Murphy told me Monday afternoon at 5:30 on the telephone he would not give me a check. He mentioned nothing about this resolution. Earlier in the afternoon he gave us a personal reason why he wouldn't give us a check, and they have no legal status whatsoever. In view of that situation, why should I be involved in a dispute between these Commissioners? I have tried to be courteous, but I don't think—Justice Parker sits twice a month on motions. His next motion day is September 28. I don't see why I should be delayed.

And while I am on the legal situation, I think I am going to get a per-

empty writ of mandamus Saturday morning.

Commissioner Murphy: I don't mind saying to counsel—Mayor Ellenstein: Just a moment.

Commissioner Murphy: He spoke about me. I am going to answer him. In so far as him on Monday, I told him that I was looking into the matter and I had just come back, that I wasn't around for a week, and I would gladly give him a final answer. I told him then when he did call—the next morning, whichever it was—was it 5:30?

Mr. McGlynn: 5:30.

Commissioner Murphy: I told you I was going to report it to the City Commission. You said to me, "Would you be kind enough to give me a copy of that report to the City Commission?" I said, "That is all right." Is that right? Instead of that, you didn't say anything farther to me at all outside of you go right into Court to apply for a writ of mandamus on this whole thing.

Mr. McGlynn: I told you at three o'clock Monday afternoon when I was in your office there was only one thing left for me to do. You said you didn't care if it was pursued a hundred times.

Commissioner Murphy: I told you as far as the personal statement was concerned—it wasn't a personal statement—the only thing I had to say was, I didn't care what came up before the City Commission upstairs, that insofar as I was concerned, I was going to carry on my job. If you consider that personal, that is your business.

Mr. McGlynn: I asked you to give me a reason why you would not sign the check. You didn't give me a reason—

Mayor Ellenstein: What were the personal reasons?

Commissioner Murphy: Because I had not definitely determined my full position.

Mayor Ellenstein: I would like to know while this is going on, what were the personal reasons.

Mr. McGlynn: He told me he would do everything he could to inconvenience and annoy the people upstairs.

Commissioner Murphy: Oh, get out. Now you know that isn't so.

Mr. McGlynn: That is exactly what you said.

Mayor Ellenstein: That has always been your attitude, just an obstructionist.

Commissioner Murphy: You know that is just because you are playing ball with these fellows here.

Mr. McGlynn: I am playing ball with nobody.

Commissioner Murphy: You know that isn't true.

Mr. McGlynn: You said you were sorry I had to be in the middle.

Commissioner Murphy: When you started about being kicked around, I said, "I am sorry it has to be you."

Mr. McGlynn: That is what you said.

Commissioner Murphy That had nothing to do with your personal remarks you are trying to make.

Mr. McGlynn: They are not personal remarks.

Commissioner Murphy: Nobody can talk any more about being kicked around here than I have ever since the first time I came in.

Mayor Ellenstein: Director Murphy told you he would do everything—

Commissioner Murphy: Anything I have, I lay my cards on the table; I am satisfied to do that.

Mayor Ellenstein: Director Murphy didn't give you any legal reasons—

Commissioner Murphy: I would report to the City Commission where I am supposed to report.

Mayor Ellenstein: I am talking to Mr. McGlynn.

Mr. McGlynn: I asked him for a legal reason why I couldn't get the check. I telegraphed his home at Point Pleasant on Friday. I was here last Wednesday. I tried to reach him Thursday and Friday. Friday I wired him at Point Pleasant asking him to please tell his department to give me the check because everything had been done that entitled me to the check. I went to this office Monday, he was in conference. I waited until one o'clock. At 2:15 I went back and I stayed there until I got in, which was about 3:15. I asked him to give me a legal reason why I didn't get my check, and he gave me no legal reason. He told me that he would do everything in his power to annoy the people upstairs,—meaning, I suppose,

the other Commissioners, and he was sorry that I was in the middle.

Commissioner Murphy: That is your side.

Mr. McGlynn: That is what you said, sir.

Mayor Ellenstein: You say you did not say that?

Commissioner Murphy: That is right.

Commissioner Byrne: Mr. McGlynn has kindly consented to give me a week's delay on that.

Mr. McGlynn: That is on condition Mr. Ward goes before Justice Parker and arranges a date.

Commissioner Murphy: I don't mind telling you if you check with the telegraph office you will find no telegram was ever delivered to me at Point Pleasant.

Mr. McGlynn: I don't know about the delivery.

Commissioner Murphy: I am telling you. And I did not leave there until Sunday afternoon.

Mr. McGlynn: Do I understand Mr. Ward will represent both the city and the Director?

Mayor Ellenstein: What do you want to do about this resolution, do you want to withdraw it?

Commissioner Murphy: I have nothing else to do.

Mayor Ellenstein: The Law Department will contest this if you want

them to. You have heard their opinion.

Commissioner Murphy: I think they should. As long as it appears to me there is an opportunity.

Mayor Ellenstein: There isn't any need of any resolution; the Law Department will do it as a matter of duty.

Mr. McGlynn: I did not understand Commissioner Byrne's request. Was it to adjourn it a week to give him a chance to look into it?

Commissioner Byrne: In my opinion if there was not an accompanying resolution, it is my opinion that is necessary. If there was any action taken I would ask to vote to rescind this resolution. In view of the fact I would like an opportunity, I am asking you to hold this and give me a week's delay and not bring any mandamus proceeding against the city.

Mayor Ellenstein: Not against the city. This is against Director Murphy.

Mr. O'Brien: Against both the city and Director Murphy.

Mr. McGlynn: That is why I am asking whether Mr. Ward's representation is to be both Director Murphy and the city.

Mr. O'Brien: In the past Director Murphy has usually had some attorney come in in his behalf, and I have always consented to that.

Mayor Ellenstein: You don't mean some attorney, you mean one specific attorney: Mr. Parsonnet.

Commissioner Murphy: There is no secret about that. And I admire the fellow, I don't mind saying that publicly.

Mayor Ellenstein: That is your privilege.

Commissioner Murphy: Sure.

Mayor Ellenstein: As far as I am concerned, you can kiss him.

Commissioner Murphy: You have a member of your law department in your law firm. I mean, both of you are partners, so you are close enough. I have a right to have—

Mr. McGlynn: You mean Mr. O'Brien. When you look at me, I am worried.

Mayor Ellenstein: That is where I used better judgment than O'Brien did. I selected a good lawyer, O'Brien didn't.

Mr. McGlynn: All I want to know is whether—

Commissioner Murphy: Well, I know something now about you that I didn't know before, that is all right.

Mr. O'Brien: In cases in the past whenever Director Murphy wanted somebody to appear amicus curiae, we have always consented. In view of the fact we are obligated to represent anybody sued in an official capacity, under the statute, we have always told the Court we consented and would go along with the expressed desire of Director Murphy to have Mr. Parsonnet appear amicus curiae. If the same situation arises now we are willing to consent, if he wishes Mr. Parsonnet to appear in his ca-

capacity as attorney. I have no objection.

Mayor Ellenstein: You will have to appear if the city is a party to the mandamus proceeding.

Mr. O'Brien: Of course, what we have to do in such cases as that in appearing for the city, is to state our position and opinion, and then state, in fairness to the Court — and also state all possible objections that could be raised or argued and urged against the granting of the writ. In other words, this opinion, as far as we are concerned here, we go in and present all the arguments against it; in fairness to the Court we have to state our position.

Commissioner Byrne: As I understand, there is a stay of a week, and if there is enough information to warrant it being rescinded, in view of the fact there is a contention here—

(Commissioner Byrne continued speaking out of hearing of the reporter.)

And I have asked it be delayed for one week.

Mr. McGlynn: Mr. Ward just agreed with me that I would adjourn this for a week. That is on behalf of the city. I want to know whether Director Murphy, the other defendant, is represented by counsel, and will also agree to that.

Mr. O'Brien: Providing you can get a day of the week. Suppose Justice Parker does not want to hear it in a week?

Mr. McGlynn: I will take that chance.

Commissioner Murphy: I will agree to the adjournment, that is all right.

(The resolution was returned to Director Murphy without roll call.)

The following Reports of City Officers we received and ordered filed:

Superintendent of Weight & Measures for July, 1940.

Department of Buildings for July, 1940.

Clerk of First District Court for July, 1940.

Clerk of Second District Court for July, 1940.

Superintendent of Alms House for July, 1940.

City Clerk (2) for July, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for July, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, for July, 1940.

Thomas F., Guthrie, Chief Clerk, Night Police Court, Traffic, for July, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for July, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for July, 1940.

Robert J. Beckley, Clerk 3rd Criminal Court, for July, 1940.

Elizabeth S. Lewis, Clerk Family Court, for July, 1940.

City Treasurer for July, 1940.

Comptroller for July, 1940.

Ordered filed.

The following communication was
received and read:

CITY OF NEWARK, NEW JERSEY
DEPARTMENT OF REVENUE AND
FINANCE

August 1, 1940

To the Honorable,
The Commissioners of the City of
Newark, N. J.

Gentlemen:

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866" I herewith present
a statement of the receipts and dis-
bursements for the month of July,
1940:

RECEIPTS

Cash on hand—June 30, 1940	\$3,150,329.51
Received from Comptroller—July	5,582,279.99
Transfer from 1939 Relief Account	40,186.89
	<hr/>
	\$8,772,796.39

DISBURSEMENTS

By Warrant	\$3,084,437.81
Without Warrant	522,339.95
Public Works—Orange Food Stamps	100,000.00
Public Works—Loan to Relief Account	425,000.00
	<hr/>
	\$4,131,768.76
	<hr/>
Cash and hand—July 31, 1940	\$4,641,027.63

Respectfully,
Vincent J. Murphy
Director of Revenue and Finance.

Ordered filed.

By: Joseph J. Kroel.

MONTHLY STATEMENT OF CASH COLLECTIONS
CITY OF NEWARK, N. J., JULY, 1940.

Description	July, 1939 Last Year's Month	July, 1939 Collections Tot. to Date	% Col. Last Yr.	July, 1940 This Year's Month	July, 1940 Collection Tot. to Date	Budget Anticipation this Year	% Col. This Year
Licenses:							
Sale of Alcoholic Beverages	\$ 12,893.87	\$ 620,818.87	.9921	\$ 7,819.43	\$ 614,465.67	\$ 622,817.63	.9865
Ice Cream, Plumbing and Refuse	859.50	10,294.50	114.35	1,145.00	8,997.00	11,100.00	.8105
All Other Licenses	8,485.04	92,438.36	.8096	8,589.99	91,353.20	116,000.00	.7875
Fees and Permits:							
Tax Search Fees	563.50	5,415.25	.7696	617.00	5,383.50	8,300.00	.6486
Building and Electrical Work Permits	3,426.77	15,345.25	.5322	3,320.83	19,402.87	31,900.00	.6082
Public Sewer Connection Tap Fees	100.00	990.00	.7433	270.00	2,060.00	2,500.00	.8240
Towels, Soap, Bathing Suits...	3,039.88	10,945.23	.5133	2,216.60	9,354.78	20,700.00	.4519
Combustible, Moving Picture, Garage and	1,281.18	.....	.....	836.00	10,520.40	19,400.00	.5423
Miscellaneous Permits .....	.....	11,266.20	.....	355.00	355.00	.....	.....
Receipts for Patients Treated	1,814.02	12,449.95	.4568	2,563.18	16,890.97	22,600.00	.7474
Contribution by City of East Orange for Passaic Valley Sewer Maintenance .....	.....	27,920.66	100.	.....	31,001.43)	27,900.00	1.163
Jury and Listing Fees	2,758.40	22,017.05	.5331	3,026.90	22,211.46	36,600.00	.6068

Description	July, 1939		% Col. Last Yr.	July, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date		
Animal, Chicken, Plumbing Permits and	374.20	2,067.20	.2884	403.00	403.00	.....	.....
Miscellaneous Fees .....	.....	2,163.50	.....	10.00	4,978.80	10,000.00	.4975
Transcript Fees for Births, Deaths, &c.	425.15	3,788.25	.6468	675.80	4,305.10	5,800.00	.7422
Fines:							
Magistrates	5,917.75	52,685.10	.5989	5,098.85	40,753.10	84,500.00	.4822
Overdue and Lost Books	2,453.94	14,309.62	.7153	3,368.91	11,810.99	21,200.00	.5571
Interest and Costs on Assessments	941.98	2,740.70	.2618	288.83	6,668.55	9,400.00	.7094
Interest and Costs on Taxes...	87,939.47	361,624.79	.4171	46,193.16	265,698.85	640,000.00	.4151
State and Other Aid:							
Gas Tax Refund	5,148.18	17,411.67	.8601	2,533.29	17,958.93	27,000.00	.6651
Public Lighting Reimbursement .....	.....	2,816.94	.8827	.....	1,408.47	5,600.00	.2515
Bill Board Tax .....	.....	2,511.00	100.	.....	3,285.55	2,900.00	1.1329
State Aid for Relief 1939 F. A. C. Reimbursement .....	.....	.....	.....	40,186.89	40,186.89	.....	.....
Franchise and Gross Receipt Taxes of 1938-39 .....	.....	15.26	.....	.....	77.10	1,763,986.97	.....
Franchise Taxes of 1939	1,119.02	1,119.02	.000163	2,897.55	3,992.94	685,513.00	.00582
Gross Receipts Taxes of 1940....	.....	1,341.32	.189	.....	.....	710,391.00	.....
Bus Receipts Tax: 5% Trolley .....	.....	.....	.....	.....	.....	21,300.00	.....
Jitney Tax	19,792.75	157,701.02	.6916	19,865.92	147,874.02	253,400.00	.5835

Description	July, 1939		% Col. Last Yr.	July, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date		
Leases and Rentals:							
City Owned Property	10,161.00	79,734.50	.5391	13,114.49	97,327.10	162,500.00	.5989
Rent:							
Army Base	8,333.33	58,333.33	.5833	8,333.33	58,333.33	100,000.00	.5833
City Railway							
Reimbursement:							
Lighting Inspectors Salary					1,500.00	1,500.00	100.
Total Miscellaneous Revenues Anticipated:							
Real Estate Arrears: "Regular"	635,471.98	3,149,676.11	.5198	302,643.84	2,414,272.81	4,541,036.98	.6100
Personal Arrears:	33,364.30	436,508.74		134,613.48	355,881.51		
Tax Title Liens: Real Estate Taxes	37,767.96	280,719.79	.4106	26,017.69	211,617.82	513,988.61	.4379
Interest and Costs: Lien Certificates	5,392.91	18,601.62		3,056.39	13,466.04		
Special Items of Tax Rem. %		8,055.02			11,615.86		
Leases and Rentals of City-Owned Property	530.16	7,310.12			6,740.00		
Smoke Abatement Bureau Fees	123.00	244.00		294.00	1,628.00	5,800.00	.2807
Zoning Board Fees	190.00	480.00		310.00	1,770.00	2,100.00	.8428
U. S. Sanitation %				3,500.00	7,000.00		
Foreclosed Property Rents	50.00	100.00		10.00	10.00		
Farmers Market Fees	200.00	350.00		200.00	2,550.00	2,900.00	.8793

Description	July, 1939		July, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date	% Col. Last Yr.	This Year's Month	Collection Tot. to Date	
Miscellaneous Revenue Not Anticipated	444.97	4,912.67	.....	5,267.09	12,346.23	.....
Alms House	.....	.....	.....	.....	.....	.....
City Home	.....	.....	.....	.....	.....	.....
Police Department	.....	.....	.....	.....	.....	.....
Payroll Credit Health Board	.....	2.07	.....	.....	.....	.....
Board of Adjustment	.....	.....	.....	.....	.....	.....
Tax Receiver	.....	666.64	.....	.....	.....	.....
Dedicated Revenue:	.....	.....	.....	.....	22.75	.....
Newark Airport	12,263.93	71,635.63	.3251	12,858.24	88,450.89	.3069
Bureau of Water	226,765.30	1,456,462.08	.5671	197,037.81	1,464,846.41	.5632
Bureau of Docks	5,759.89	69,340.19	.6116	.....	39,250.03	.....
Bureau of Streets	5,608.40	31,980.59	.3331	6,813.08	28,914.86	.4146
Bureau of Street Cleaning	1,525.18	8,828.23	.6136	968.85	10,845.20	.7781
House Sewer Connections	1,425.04	14,006.24	.6572	2,100.59	11,327.55	.3946
Outdoor Poor	610.00	4,469.94	.4806	1,402.01	5,738.01	.6913
Weights and Measures	.....	198.50	.0392	.....	120.50	.0151
Bureau of Motors	4,210.36	9,260.59	.2842	.....	46.25	.0001
Printing and Stationery	2,258.76	21,098.72	.4556	11.42	108.59	.0008
Shade Tree	88.55	888.93	.4445	171.60	560.55	.4655
Celebration of Holidays	35.00	35.00	.....	.....	30.00	.....
Alms House Payroll Credit	.....	.....	.....	5.75	5.75	.....
City Hospital; Payroll Credits	18.45	58.92	.....	.....	107.42	.....

Description	July, 1939		% Col.		July, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date	Last Yr.		This Month	Year's Collection Tot. to Date		
Convalescent Hospital: Payroll Credits .....	.....	.....	.....	.....	.....	28.12	.....	.....
Ivy Hill Poor House .....	.....	17.80	.....	.....	.....	10.17	.....	.....
Administration of Relief	5.34	463.58	.....	.....	4.83	403.07	.....	.....
200 Washington Street Corp.	833.33	5,833.31	.....	.....	833.33	5,833.31	.....	.....
Henry C. Jones Estate .....	.....	1,929.80	.....	.....	.....	99.40	.....	.....
Redemption of Lien Certificates	45,357.02	175,712.03	.....	.....	7,434.17	51,872.95	.....	.....
U. S. Social Hygiene	2,150.00	6,450.00	.....	.....	3,000.00	7,300.00	.....	.....
Emergency Relief 1938	192,209.27	840,952.76	.....	.....	.....	2,849.98	.....	.....
Emergency Relief, 1939 .....	.....	.....	.....	.....	.....	.....	.....	.....
Emergency Notes	700,000.00	700,000.00	.....	.....	.....	1,919,092.24	.....	.....
Emergency Relief, 1940: .....	.....	.....	.....	.....	.....	.....	.....	.....
Emergency Notes .....	.....	.....	.....	.....	200,000.00	202 902 13	.....	.....
Public Schools	1,623.49	4,538,491.84	.....	.....	649,307.59	4,876,662.14	.....	.....
Refunds—Current Taxes .....	.....	469.00	.....	.....	1,788.37	13,840.10	.....	.....
Return Checks—Current Taxes .....	.....	10,310.17	.....	.....	10, 054.91	43,795.99	.....	.....
Regular Assessments: Pavings	925.43	2,514.84	.....	.....	487.17	1,023.32	.....	.....
Sewers	61.84	917.61	.....	.....	15.60	259.24	.....	.....

Description	July, 1939		July, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date	% Col. Last Yr.	This Year's Month	Collection Tot. to Date	
Snow Removal	9.59	85.62	.....	198.53	210.64	.....
Openings .....	.....	106,992.54	.....	15.00	11,886.44	.....
House Sewer Connections	782.77	2,618.49	.....	296.73	2,294.03	.....
Shade Trees	5.00	88.75	.....	.....	43.40	.....
Side Walks	5.74	46.20	.....	.....	44.49	.....
Water Service Connections .....	.....	60.08	.....	139.65	521.84	.....
T.T.L. Assessments: Pavings	15.50	1,714.51	.....	4,466.35	8,635.59	.....
Sewers .....	.....	1,932.70	.....	1,112.69	1,480.69	.....
D. Avenue Bridge .....	.....	43,969.51	.....	.....	18,192.37	.....
Openings	143.46	4,258.33	.....	2,380.98	5,894.24	.....
W. Ser. Con. ....	.....	308.00	.....	264.00	363.70	.....
Snow Removal .....	.....	.....	.....	11.15	11.15	.....
Sidewalks	27.94	27.94	.....	.....	185.63	.....
Miscellaneous .....	.....	2,138,388.53	.....	.....	9,520.83	.....
Other Cash Collections: Bonds .....	.....	2,130,000.00	.....	.....	3,781,998.00	.....
Interest on Bonds .....	.....	.....	.....	.....	1,587.55	.....
Reserve for Misc. Rev. (Rents) .....	.....	4,767.95	.....	.....	.....	.....
Over Deposit .....	.....	196.90	.....	1.21	3.71	.....
Totals	\$4,345,902.30	\$34,263,290.97	.....	\$6,278,275.27	\$39,708,424.86	.....
Under deposit	195.49	195.49	.....	.80	.81	.....

Vincent J. Murphy

Ordered filed.

Mayor Ellenstein If there isn't anything further, then we will proceed to ballot for a candidate to fill the vacancy which exists in the City Commission.

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Any other presentations?

I will present the name of Louis R

Mazzei As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is de-

clared not elected. Are there any other presentations?

I will present the name of Dr. Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call Commission Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

I presume the Commission is about to present a motion to adjourn. Before doing so, I want to know what the disposition is of Director Murphy and Director Byrne. Now, I have said before, and I want to reiterate that the most important functional activity of the City's agencies or administrations is that of levying taxes. Each one of the commissioners at the inception, when the Commission was organized, has been given the privi-

lege, not by law, to select one candidate for the Tax Department. Now, I have been without a representative in the Tax Department, and I feel, as one of the commissioners, I should have a liaison officer in the Tax Department.

I have introduced a resolution, and it was properly introduced, there was a quorum present—however, that is water over the dam; there is no point in discussing that. I want to know how the commissioners feel about my having a representative in the Tax Board. I think I am entitled to it. The taxing date is coming on, we are close at hand, and there is enough for, I believe, more than five Tax Commissioners, with the ramifications and everything attending present conditions, and I believe I should be entitled to a representative on that tax board. And I not only urge, but I insist that the City Commissioners do full justice to every taxpayer in the City and permit me a representative on that Tax Board.

Now, I think you, Director Byrne, made the public statement that you believed I should have a representative on the Tax Board, and I do not think it is reasonable to say that I am denied that opportunity.

I am not prepared to present a name now; I just want to know what the disposition of the Board is, whether, Director Byrne, you feel I am entitled to a representative and whether if the individual meets with what you consider is proper integrity and qualifications, whether you will vote for him. And I want to know the same thing from Director Murphy. I think I am entitled to it.

Commissioner Byrne: I think I have

already declared myself on this. The question in my mind is whether it is legal unless it comes through Director Murphy. In any event, I will be prepared to give you a definite legal answer next Wednesday.

Mayor Ellenstein: I am not talking about the legal aspects of it at all, I am talking about the moral side of it.

Commissioner Byrne: I spoke on the moral side.

Mayor Ellenstein: You said I was entitled—

Commissioner Byrne: I thought each commissioner was entitled, yes.

Mayor Ellenstein: Director Murphy said he would accept my recommendation if it met with his approval, I think. At any rate, he said that he would, I was entitled to it.

Now, don't you think you are morally bound to permit me a representative on the Tax Board when you, in the minority, were permitted a representative on the Tax Board at the time that this administration came into office when it was organized.

Commissioner Byrne: I don't think it is analogous at all, Mr. Mayor, putting it on that basis; I don't think it is at all comparable.

Mayor Ellenstein: Why not?

Commissioner Byrne: Because there were other departments in this City where both Director Murphy and myself were not given a representative.

Mayor Ellenstein: As important as the Tax Board?

Commissioner Byrne: Yes, sir.

Mayor Ellenstein: What department.

Commissioner Byrne: Law Department.

Mayor Ellenstein: That that is as important as the Tax Department, do you think?

Commissioner Byrne: I think it is awfully important.

Mayor Ellenstein: Well, I don't agree with you on that. You know, some things have happened in the Tax Department where some have received favoritism, and there is no point in my going into that again. I want a liaison officer. Why should the Tax Board function with four people? The City is zoned into five parts and has been for years, even before there were more ratables and I want a man in there who will bring to me first hand information what is going on in the Tax Department. If Director Murphy—

Commissioner Byrne: If the City Commission can operate with four people, isn't it a fact the Tax Department can operate with four men?

Mayor Ellenstein: I was personally present. I was elected by the people of this City and the Tax Board wasn't. That is the difference. And I am personally present. And those who voted for me and have some faith in my ability to observe things—but I cannot be at a City Commission meeting and in the Tax Board at the same time. And I don't see any logical reason to your contention or your hiding behind the fact as to the legality of it. I am now putting it strictly upon a moral basis and for

the protection of every taxpayer in this city. And I don't like to quarrel or anything like that, but I think it is my duty to direct it to your attention, and I think it is your duty to give credence to my request. I can say this for a certainty, if that happened to your representatives in the Tax Board I would unhesitatingly take your recommendation for a member on that Tax Board, and you know that is true, too. I am not asking you to do any more than I would do under the circumstances if the situation were reversed.

Apparently you are not prepared to answer, and Director Murphy is mute on the subject. It that right?

Commissioner Murphy: I gave my answer long ago; I am not mute.

Mayor Ellenstein: You are not going accept my recommendation?

Commissioner Murphy: That is right.

Mayor Ellenstein: You are going to permit the Tax Board to go as it is.

Do you want another week, Director Byrne?

Commissioner Byrne: Yes.

Mayor Ellenstein: All right. What is the disposition of the Commission on the further balloting of candidates.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioner Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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The Board of Commissioners of
The City of Newark, New Jersey

.....
City Clerk.

Newark, N. J., September 18, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioner Franklin;
Mayor Ellenstein.

Absent: Commissioners Byrne and
Murphy.

Deputy Commissioner Masini: Di-
rector Byrne has a bad case of asthma
and hay fever.

Mayor Ellenstein: Deputy Director
Masini reports that Director Byrne

has a bad case of asthma and hay
fever and will unable to attend the
meeting today. Therefore, there being
no quorum, I will declare the meeting
adjourned until next Wednesday, Sep-
tember 25, 1940.

APPROVED:

.....
.....
The Board of Commissioners of
The City of Newark, N. J.

.....
City Clerk.

Newark, N. J., September 25, 1940

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Day-light Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the meetings of September 11 and September 18th.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring all Contractors with the City of Newark to employ their employees at prevailing wages and conditions of labor," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

The following persons talked on the Ordinance: Mr. Charles Shankroff,

Mayor Ellenstein, Director Murphy, Thomas L. Parsonnet, Henry Wendrick.

Mayor Ellenstein: Is there anyone else who would like to speak in opposition to the ordinance?

(No response.)

No one appearing, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance requiring all contractors with the City of Newark to employ their employees at prevailing wages and conditions of labor," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance requiring all contractors with the City of Newark to employ their employees at prevailing wages and conditions of labor.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance requiring the use of the union label on all stationery and printing," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Mr. Charles Shankroff: I would like to be heard on this ordinance.

Mayor Ellenstein: The time is getting very late. You will have two minutes to explain your objection to this ordinance—ten minutes.

Mayor Ellenstein: Is there anyone else who would like to be heard in opposition to this ordinance?

(No response)

No one appearing, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An ordinance requiring the use of the union label on all stationery and printing," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance requiring the use of the union label on all stationery and printing.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mr. Harry Wendrich: On behalf of the printing trades and organized labor we want to express our sincere appreciation and thanks for the passing of this ordinance. We want to thank you all sincerely for your patience.

Mr. John J. Walsack: (representing Essex County District Council of Carpenters) The same thing goes for the Essex Trade Council. I certainly will bring our report back to our members.

Mr. Archie McCorkendale (representing Newark Workers Association Committee); The Newark Workers Association are pleased to know that

the city authorities are interested in their welfare. The Newark Workers Association knows that the passage of this ordinance will help speed up the progress of Newark. I thank you.

The City Clerk presented "An ordinance creating the Bureau of Purchase in the City of Newark, providing for the personnel, maintenance, and administration thereof, and defining, regulating, and prescribing the functions thereof;" and stated today was the time fixed for a hearing, the ordinance having been introduced on information.

Mayor Ellenstein: It is understood that is to be deferred for one week at the request of Director Murphy.

Commissioner Byrne moved that the ordinance be laid over one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of Fifty-five Thousand One Hundred Nine Dollars and Seventy-nine Cents (\$55,109.79) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Treasurer's Office	34.65
Tax Board—Assessors Division	2,322.34
Tax Receiver—Addressograph Division	301.65

Tax Receiver—Counter Division	24.75
Pension Funds (Police and Fire)	50,000.00
Reserve Overpayment—Comptroller	1,105.98
Reserve for Overpayment, Tax Receiver	797.02
Director's Office	5.94
Auditor's Office	63.40
Tax Receiver — Cashier's Division	1.00
First District Court	1.50
Maintenance Foreclosed Properties	13.36
Stenographic Services	5.00
Advertising Tax Sale	5.04
Division of Works Projects	428.16
	<hr/>
	\$ 55,109.79

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Forty-nine Dollars and Ninety-eight Cents (\$349.98) be and the same is hereby appropriated to the City Treasurer, same being the Supplementary Temporary Payroll of the

Tax Receiver (Bookkeeping and Billing Division) Department of Revenue and Finance, from September 1st to 16th, 1940, as per annexed certified lists:

Tax Receiver (Bookkeeping and Billing Division)\$349.98

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Eighteen Dollars and Seventy-five Cents (\$118.75) be and the same is hereby appropriated to the City Treasurer, same being the supplementary payroll of the Auditor's Office, Department of Revenue and Finance, from August 23rd, 1940, to September 11th, 1940, inclusive, as per annexed certified list:

Reserve for Liabilities
(Auditor's Office)\$118.75

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-one Thousand Two Hundred Forty-eight Dollars and Seventy-three Cents (\$31,248.73) be and the same is

hereby appropriated to the persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$31,248.73

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-six Thousand Two Hundred Sixty-five Dollars and Twenty-seven Cents (\$26,265.27) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$26,265.27

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Fifteen Thousand One Hundred Forty-eight Dollars and Ninety-two Cents (\$315,148.92) be and the

same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Sinking Fund and Interest \$315,148.92

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-four Thousand Two Hundred Dollars and Forty-five Cents (\$24,200.45) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance, from September 1st, 1940, to September 15th, 1940, as per annexed certified list, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,799.67
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver — Cashier's Division	1,315.80
Tax Receiver—Addressograph Division	470.80
Tax Receiver—Bookkeeping and Billing Division	2,035.75

Tax Receiver—Counter Division	969.82
Arrears of Personal Taxes	1,443.09
Tax Board—Assessors' Division	6,166.44
Tax Board—Surveyor's Division	1,421.24
Tax Revaluation W.P.A.	208.33
Assessments Local Improvements	541.66
First District Court	1,190.82
Second District Court	1,115.20
Reserve for Liabilities (Auditing and Special Accounting)	600.00
	<hr/>
	\$ 24,200.45

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eighty-nine Dollars and Thirty-seven cents be and the same is hereby appropriated to the City Treasurer, same being the Supplementary Payroll of the Auditor's Office, Department of Revenue and Finance, from August 9th, 1940, to August 22nd, 1940, inclusive, as per annexed certified list, as follows:

Reserve for Liabilities
(Auditor's Office)\$89.37

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Fourteen Thousand Sixty-nine Dollars and Seventy-two Cents (\$14,069.72) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals
(1938)\$14,069.72

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand Two Hundred and Eight Dollars (\$2,208.00) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payroll for the Temporary Building Enumerators, Tax Revaluation, W.P.A., Department of Revenue and Finance, from September 1st,

1940, to September 15th, 1940, as per annexed certified list:

Tax Revaluation—W.P.A.....\$2,208.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of Twenty-three Thousand, Nine Dollars and Eighty-four Cents (\$23,009.84) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic Beverage Control ..\$	175.00
Police Courts	36.00
Fire Division	6,419.52
Fire Division (WPA)	821.38
Police Division	15,280.26
Police Division (WPA).....	265.68
Police Division, Reserve for Liabilities	12.00
	<hr/>
	\$ 23,009.84

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two 4undred Fifteen Thousand, Eight Hundred Thirty-eight Dollars and Seventy-nine Cents (\$215,838.79) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from September 1st to 15th, 1940, incl., as follows:

Director's Office	\$ 395.83
License Division	835.40
Building Division	3,387.47
Electrical Division	1,785.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	78,148.68
Police Division	128,904.73
	<hr/>
	\$215,838.79

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Board of Commissioners with the consent of the Director of the Department of Revenue and Finance, and approved by the State Commissioner of Local Government, has heretofore authorized the expenditure of relief funds by the

Director of the Department of Public Works, permitting the withdrawal of funds by the said Director of the Department of Public Works, as needed, for the year 1940; and,

WHEREAS, the said Director has withdrawn the following sum, to wit:

\$233,607.27, as set forth in attached certified list No. 2-AF;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the expenditures made as set forth on aforesaid certified list, be and the same is hereby approved, subject to the audit of the Director of the Department of Revenue and Finance.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twelve Thousand Fifty-nine Dollars and Seven Cents (\$12,059.07), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as folloys:

Director's Office	\$ 194.61
Newark City Home	20.00
Public Bath	1,805.82
Band Concerts	16.00

Board of Adjustment	156.20	City Home	83.75
Director's Office (Reserve for 1939 Liabilities)	10.43	Public Baths	5,743.32
Outdoor Poor	39.24	Public Baths (Hayes Park East and West Pools)	2,479.24
Outdoor Poor	40.80	Alms House	3,003.83
City Hospital	9,775.97	Ivy Hill Power Plant	3,168.93
	<u>\$ 12,059.07</u>	Outdoor Poor Department	1,723.31

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Law Department	3,832.46
Board of Adjustment	470.00
Emergency Relief—Admin- istration	29,116.64
W.P.A. Projects (No. 4259- 7, No. 5053-7, No. 336-7)	1,333.33
	<u>\$109,678.23</u>

RESOLVED, That the sum of One Hundred Nine Thousand Six Hundred Seventy-eight Dollars and Twenty-three Cents (\$109,678.23), be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of September, 1940, as follows:

Director's Office	\$ 1,645.82
City Hospital (W.P.A. Pro- ject No. 5410-7)	166.66
Bureau of Health	27,168.60
U. S. Social Hygiene Fund	306.66
U. S. Health Sanitation	398.33
City Hospital	26,107.68
Convalescent Hospital	2,034.01
City Home—Camp Newark	895.66

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Twenty-five Dollars (\$125.00), be and the same is hereby appropriated to the City Treasurer, being the supplementnary payroll of the Department of Public Works for the first half of September, 1940, as follows:

Ivy Hill Power Plant	\$125.00
Pearce R. Franklin	
Vincent J. Murphy	
Jos. M. Byrne, Jr.	
M. Ellenstein	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Ten Thousand Nine Hundred Sixty-two Dollars and Sixty-seven Cents (\$10,962.67) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant	\$ 1,251.93
Ivy Hill Power Plant	891.73
Newark City Home (Camp Newark)	2,950.18
W.P.A. Account (Project No. 6722-0)	95.00
Newark City Alms House..	4,424.83
Bureau of Health	349.00
	<hr/>
	\$ 10,962.67

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Four Thousand Three Hundred Twelve Dollars and Fifty Cents (\$4,312.50) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and

claims of the Department of Public Works, as follows:

Rental of Beds in Institutions\$4,312.50

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Nine Thousand, Eight Hundred Eighty-five Dollars and Ten Cents (\$9,885.10) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Central Purchase	\$ 340.71
Director's Office	66.19
Maintenance of Dog Pound	625.00
Printing and Stationery—	
Miscellaneous Advertising	67.44
Printing and Stationery—	
Dedicated Revenue	2,063.98
Public Buildings	5,032.60
Public Buildings—City Owned Property	63.75

W.P.A. Project No. 119-0- 99	125.00	Public Buildings	1,316.00
			<u>\$3,666.80</u>
W.P.A. Project No. 7070-0	16.20		
W.P.A. Project No. 7206-7	179.40	Jos. M. Byrne, Jr.	
Shade Tree	411.77	M. Ellenstein	
		Pearce R. Franklin	
		Vincent J. Murphy	
Weights and Measures	86.25	The roll being called, the resolution	
Smoke Abatement	14.72	was declared adopted by the follow-	
		ing votes:	
W.P.A. Project No. 3-7- 1035	116.34	Yeas: Commissioners B y r n e,	
		Franklin, Murphy, Mayor Ellenstein.	
W.P.A. Project No. 5037-7	16.60	RESOLVED, By the Board of Com-	
W.P.A. Project No. 3-7, 1095 — Reserve for 1939	387.88	missioners of the City of Newark that	
		the sum of Three Hundred Forty-two	
W.P.A. Project No. 3-7- 1137 — Reserve for 1939	271.27	Dollars and Seventy-two Cents	
		(\$342.72) be and the same is hereby	
		appropriated to the persons named on	
		the annexed certified list, same being	
		the bills and claims of the Depart-	
		ment of Parks and Public Property	
		as follows:	
	<u>\$ 9,885.10</u>		

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Com-
missioners of the City of Newark
that the sum of Three Thousand, Six
Hundred Sixty-six Dollars and Eighty
Cents (\$3,666.80) be and the same is
hereby appropriated to the City
Treasurer, same being the weekly
payrolls of the Department of Parks
and Public Property for weeks ending
September 18th and September 21st,
1940, as follows:

Shade Tree\$2,350.80

Printing and Stationery\$342.72

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Com-
missioners of the City of Newark
that the sum of Fourteen Thousand,
Three Hundred Twenty-eight Dollars
and Fifty-two Cents (\$14,328.52) be
and the same is hereby appropriated
to the City Treasurer, same being the
semi-monthly payrolls of the Depart-
ment of Parks and Public Property
from September 1st to September
15th, 1940, as follows:

Director's Office	1,029.15	Shade Tree	.\$2,356.80
Smoke Abatement	179.16	Public Buildings	1,312.00
W.P.A. Project No. 7159-0..	75.00		<u>\$3,668.80</u>
Public Buildings	8,519.55		
Public Buildings—City		Jos. M. Byrne, Jr.	
Owned Property	219.86	Vincent J. Murphy	
		M. Ellenstein	
Weights and Measures	541.66	Pearce R. Franklin	
Weights and Measures—			
Reserve for Dedicated		The roll being called, the resolution	
Revenue	250.00	was declared adopted by the follow-	
		ing votes:	
Printing and Stationery....	185.00	Yeas: Commissioners B y r n e,	
Shade Tree	1,457.49	Franklin, Murphy, Mayor Ellenstein.	
W.P.A. Project No. 1485-7	208.33	Mayor Ellenstein offered the fol-	
Central Purchase	1,663.32	lowing resolutions:	
	<u>\$ 14,328.52</u>		

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Six Hundred Sixty-eight Dollars and Eighty Cents (\$3,668.80) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property for weeks ending September 11th and September 14th, 1940, as follows

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Eight Thousand, Six Hundred Fifteen Dollars and Eighty-seven Cents (\$8,615.87) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction (Hayes Parke East)	\$ 795.81
Swimming Pool Construction (Hayes Park West)	266.75
Swimming Pool Construction (Boylan Street)	1,474.75
Swimming Pool Construction (Clifton Ave.)	4,609.27
(W.P.A. Project No. 6069-7)	
Street Construction (W P A Project No 6926-7)	671 29

Sewer Construction
(W.P.A. Project No.
No. 6951-7) 798.00
\$ 8,615.87

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Ninety-seven Dollars and Forty-eight Cents (\$97.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Conference of Mayors\$97.48

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

RESOLVED, That the sum of Sixty-three Dollars and Seventy-five Cents (\$63.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$63.75

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED, That the sum of Thirty-six Thousand Eight Hundred Ninety-four Dollars and Fifty-five Cents (\$36,894.55) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll,
Period Ending September 18th, 1940.

Port Newark Operations....\$	2,027.90
Bureau of Motors	1,829.19
Bureau of Streets	2,067.74
Bureau of Sewers	1,036.29
House Sewer Connections..	370.53
Bureau of Street Cleaning	19,557.07
Street Construction	1,281.59
Bureau of Water	8,724.24
	<hr/>
	\$ 36,894.55

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Forty-eight Thousand Four Hundred Eighty-one Dollars and Sixty-eight

Cents (\$48,481.68) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**Semi-monthly payroll, period
Sept. 1-Sept. 15, 1940, both incl.**

Director's Office	\$ 1,452.07
Swimming Pool Projects	558.33
Bureau of Lighting	432.50
Bureau of Streets	6,859.52
Sidewalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	4,569.18
Bureau of Surveys	3,437.49
Engineering Division	1,348.73
Bureau of Motors	1,931.80
Bureau of Water	19,446.73
Port Newark Operations...	2,052.07
Newark Labor Relations	
Board	390.00
Sewer Construction	832.91
Street Cleaning—Reserve for Liabilities	200.00
City Clerk	3,216.20
Elections	420.00
	<hr/>
	\$ 48,481.68

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-seven Thousand and Six Hundred Twenty-three Dollars and Forty-nine Cents (\$37,623.49) be and the same hereby is appropriated to the persons named, as per Certified List

attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Weekly Payroll,
Period Ending Sept. 10, 1940.**

Port Newark Operations....	\$ 1,874.20
Bureau of Motors	2,618.80
Bureau of Streets	1,909.91
Bureau of Sewers	1,071.60
House Sewer Connections..	343.73
Bureau of Street Cleaning	19,850.88
Street Construction	838.21
Bureau of Water	9,066.16
	<hr/>
	\$ 37,623.49

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Twenty-one Dollars and Eighty Cents (\$321.80) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$161.42
Streets	10.00
Street Cleaning	6.00
Port Newark Operations	24.55
Industrial Commission of Newark	27.00
Motors	19.47
Sewers	7.00
City Planning (WPA Pro- ject No. 7215-0)	1.80

Toy Mending (WPA Pro-
ject No. 7050-0) 64.56

\$321.80

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of
Twenty-seven Thousand One Hundred
Forty-eight Dollars and three Cents
(\$27,148.03) be and the same hereby
is appropriated to the persons named,
as per Certified List attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs as follows:

Sewers	\$ 227.34
House Sewer Connections..	191.36
Streets	450.02
City Clerk	88.45
Surveys	32.00
Newspapers	28.77
Director's Office	33.31
Water	13,091.76
Streets	422.89
Sewers	17.08
Airport Construction	998.45
Industrial Commission of Newark	24.38
Water	947.64
Care and Relief of Indigent Children	437.20
Motors	10,156.88
	<hr/>
	\$ 27,148.03

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of
Fifty-two Thousand, Six Hundred
One Dollars and Nineteen Cents (\$52,-
601.19) be and the same hereby is
appropriated to the persons named,
as per Certified List attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs as follows:

Toy Mending (WPA Pro- ject No. 7050-0)	\$ 674.23
City Planning (WPA Pro- ject No. 7215-9)	29.72
City Wide Clerical Project (WPA Projects No. 5218A-5226A)	570.88
Home Making (WPA Pro- ject No. 76-7)	255.81
Household Training (WPA Project No. 5183A)	138.90
Furniture and Metal Craft (WPA Proj. No. 5209A)	168.89
Sewer Construction (WPA Proj. No. 6131-7)	8.84
Sewer Construction (WPA Proj. No. 6951-7)	3,439.26
Machine Shop NYA Proj. (WPA Proj. No. A-9)	9.41
Sewing Room NYA Proj. (WPA Proj. No. A-10)....	101.15
Community Center (WPA Project No. 198.7)	45.52

Shoe Repair NYA Project (WPA Project No. 258-3E.99)	11.48
Arts and Crafts (WPA Project No. 7070-0)	6.00
Sewer Construction (WPA Project No. 6951-7)	1,386.25
Sewer Construction (WPA Project No. 6951-7)	37.97
Street Construction (WPA Project No. 6926-7)	17,353.84
Street Construction (WPA Project No. 6926-7)	21,002.54
Swimming Pool Construc- tion (Clifton Avenue) WPA Proj. No. 6069-7)	22.50
Street Construction (WPA Proj. No. 6926-7)	1,364.49
Swimming Pool Construc- tion (Hayes Park West) (WPA Proj. No. 6069-7)	1,901.00
Swimming Pool Construc- tion (Clifton Ave.) (WP A Proj. No. 6069-7)	1,418.05
Swimming Pool Construc- tion (Boylan Street) (W PA Proj. No. 6069-7)	614.25
Swimming Pool Construc- tion (Hayes Park East) (WPA Proj. No. 6069-7)	2,092.21
	<hr/>
	\$ 52,601.19

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two
Thousand, Five Hundred Sixty-six
Dollars and Forty Cents (\$2,566.40)
be and the same hereby is appropriat-
ed to the persons named, as per Certi-
fied List attached, being the gross
amount of bills contracted and charge-
able to the Department of Public Af-
fairs as follows:

Consolidated NYA Appli- cations (Community Center	\$ 400.00
NYA Garment Project (WPA Proj. No. 19-3EN- 42)	50.00
NYA Home Making Pro- ject No. 76-7)	250.00
Museum Extension and Art Project (WPA Proj. No. 4510-O-A)	300.00
Household Workers Train- ing (WPA Project No. 5183A)	100.00
Furniture and Metal Work (WPA Proj. No. 5209-A)	400.00
City Wide Clerical Project (WPA Proj. No. 5218A and 5220A)	300.00
Toy Mending (WPA Proj. No. 7050-0)	200.00
City Planning (WPA Proj. No. 7215-0)	2.00
Street Cleaning (WPA Project No. 6409-7)	300.00
Public Lighting (WPA Project No. 7647-0) ...	14.40

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Alterations and Moderni-
zation of Convalescent
Hospital and Ivy Hill
Almshouse (WPA Proj.
No. 3-7-1168) 250.00

\$ 2,566.40

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One
Hundred Thousand, Seven Hundred
Ninety-nine Dollars and Eighty-two
Cents (\$100,799.82) be and the same
hereby is appropriated to the persons
named, as per Certified List attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs:

Water	\$ 9,606.82
Port Newark Operations....	247.70
Streets	35.24
Free Library	48,354.17
Newark Museum	9,062.50
City Clerk	223.00
Street Cleaning	2,444.44
Public Lighting	30,325.95

\$100,799.82

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the following
bonds be and the same are hereby ap-
proved as to sufficiency:

AUCTIONEER

Abraham J. Willner, 60 Park Place.

Harry S. Reichenstein, duplicate
bond as City Clerk.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolutions:

WHEREAS, the \$150,000 Emerg-
ency Note of The City of Newark,
dated May 27th, 1940, payable Sep-
tember 27th, 1940, heretofore issued
pursuant to the resolution adopted by
the Board of Commissioners on the
1st day of May, 1940, is outstanding,
and there are no funds in the City
Treasury which are available for the
payment of said note, and the Board
of Commissioners desires to renew
said note as hereinafter provided:
NOW THEREFORE,

The Board of Commissioners of
The City of Newark DO RESOLVE
as follows:

Section 1. For the purpose of re-
newing said outstanding \$150,000
Emergency Note dated May 27th, 1940
payable September 27th, 1940, there
shall be issued, pursuant to the Lo-
cal Budget Law of New Jersey, a
note or notes of The City of Newark
of the aggregate principal amount of

\$150,000, to be designated "Emergency Notes." Said note or notes shall be dated the 27th day of September, 1940, and shall be payable on the 27th day of December, 1940, and shall bear interests at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Each of said note or notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and Eugene Farrell as Acting City Auditor, and shall be sealed with the corporate seal of said City, and each of said notes and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said note or notes and to issue said note or notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note or notes, and that said note or notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note or notes not determined by this resolution, and also the power to sell said note or notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note or notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this

resolution at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. All moneys borrowed by the issuance of said notes shall be applied to the payment of the principal of said outstanding \$150,000 Emergency Note, dated May 27th, 1940, payable September 27th, 1940.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark assessed the New Jersey Investment Company, a New Jersey corporation, for personal property in the amount of \$1,000,000.00, as being located at No. 10 Park Place, in the City of Newark, in the year 1939, and a like assessment for the year 1940; and,

WHEREAS, the company maintains that its office is at 119 Harrison Avenue, Harrison, New Jersey, where it was assessed for personal property for the aforesaid years in the sum of \$1,200,000.00 and,

WHEREAS, the assessment of the said company for the years 1937 and 1938, at No. 10 Park Place, on its personal property, on appeal of the taxpayer to the Essex County Board of Taxation, was cancelled, and the same was confirmed by the State Board of Tax Appeals, all for the reason that the said company maintained no office and held no property within the taxing district of The City of Newark; and,

WHEREAS, the Director of the Department of Revenue and Finance and the Law Department are satisfied that there has been no change in the Company's method of doing business during the years subsequent to 1937 and 1938, and that the principal purpose of carrying the assessments was pending the appeal as to the 1937 and 1938 taxes, so that if the decision had been in favor of The City of Newark, subsequent assessments would be available; and,

WHEREAS, the Director of the Department of Revenue and Finance has recommended that these assessments be cancelled, which is concurred in by the Law Department;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to cancel aforesaid assessments for the reason stated.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the time for claiming deduction for debts bona fide due and owing to creditors residing in the State of New Jersey, and deductions for personal property or securities claimed to be exempt from taxation, be and the same is hereby fixed as December 1st, 1940, pursuant to the pro-

visions of Title 54:4-15, Revised Statutes of New Jersey, 1937.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Board of Assessment and Revision of Taxes on August 29th, 1940, passed a resolution authorizing William M. Untermann, President of the said Board, to sign petitions of appeal in all cases on which appeals are to be made to the Essex County Board of Taxation and also all petitions of appeal to the State Board of Taxes and Appeals, on behalf of the City of Newark concerning 1940 assessments, in all cases on which appeals are to be made to the said State Board of Tax Appeals, against the action of the Essex County Board of Taxation in reducing assessments on both real and personal property for the year 1940; and

WHEREAS, it is desired to authorize the said William M. Untermann to act for and in behalf of the City of Newark, in such appeals.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, That appeals to the Essex County Board of Taxation and to the State Board of Tax Appeals, both as aforesaid, shall be made in behalf of the City of Newark and the governing body, the Board of Commissioners, by and through William M. Untermann, President of the Board of Assessment and Revision of Taxes, and the said William M. Untermann

be and he is hereby authorized to sign petitions of appeal, as aforesaid, in all cases for and in behalf of the City of Newark and the governing body thereof, and the Director of the Department of Revenue and Finance, and to do all things necessary concerning the filing and the presenting of said tax appeals.

AND BE IT FURTHER RESOLVED, That the City Clerk be and he is hereby directed to forward certified copies of these Resolutions to the Essex County Board of Taxation and to the State Board of Tax Appeals.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners of the City of Newark, on November 22nd, 1939, passed a Resolution No. 6141, agreeing to pay half of the tuition fee for Course No. 1, for certain employees of the Board of Assessment and Revision of Taxes for the purpose of qualifying them to give expert testimony before the County and State Boards in tax appeal matters, and

WHEREAS the final course, known as No. 2 course, as heretofore, will be given by the New Jersey Chapter No. 1 of American Institute of Real Estate Appraisers and the Real Estate Board of Newark has offered to furnish certain services to the City of Newark, in the nature of information, instructions, material, etc. concerning the appraisal of lands and buildings and property geerally and

methods in relation thereto, for the purpose of and in connection with the assessment of property by the City, and which services shall be furnished to the Department of Revenue and Finance and information and instruction in the methods of appraisal of employees of the said department to be designated by the Director thereof, to the number of 26, at a cost of \$650.00, to be inclusive of all services and materials, which will complete their studies prior to a Civil Service examination for Assessors; and,

WHEREAS the said:

Smith, Ray E.
Meola, Joseph
Forcella, Sollie E.
Gerard, C. E.
Schumacher, Edwin E.
Brady, James V.
D'Aloia, Henry
Duff, Wm. J.
Hunt, Thomas E.
Caruso, Vincent J.
Marano, Aurelius
Charles F. Evans
Harold J. McCabe
Caruso, Charles A.
D'Ascensio, Frank
Lepore, Vincent J.
Luciani, Olindo
Ciallanella, Rocco B.
Whalen, Walter V.
Tipaldi, Carlo C.
Caprio, Ralph C.
Robinson, Thomas F.
Judge, James F.
Frank A. Caffrey
M. Monte Mendelson
William P. Schorn

have agreed to pay a like amount out of their own pocket, and

WHEREAS, the said Director deems it necessary and to the advantage of the City to contract for the aforesaid services;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of Revenue and Finance be and he is hereby authorized to contract for and on behalf of the City with the New Jersey Chapter No. 1 of American Institute of Real Estate Appraisers and the Real Estate Board of Newark for the services aforesaid at a cost of \$350.00, and which contract shall be subject to conditions required by the said Director, approved as to form by the Law Department, and he is authorized to make payment in manner to be set forth in the contract.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, On December 26, 1885, the Mayor and Common Council of the City of Newark conveyed certain land and premises to Ellis R. Carhuff, by deed of that date, recorded in Book 23, Deeds of Essex County, on pages 220, etc. and,

WHEREAS, said deed contained a provision for re-entry in the event of condition broken; and,

WHEREAS, the present owner of a part of the said premises, Ida Kohn, has petitioned release of the right of re-entry, as set forth in the petition attached hereto and made a part hereof, and for the reasons stated therein; and,

WHEREAS, by virtue of Revised Statutes, Section, 40:176-5, the City may release such conditions and authorize execution of a proper instrument on behalf of the City, without payment of any consideration;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Mayor and City Clerk be and they are hereby authorized to execute a release of the right of re-entry of the City as to the property of the petitioner, in form approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That permission be and the same is hereby granted to the Atlantic Refining Company, to lay and maintain a fourteen (14) inch steel pipe enclosed in an eighteen (18) inch reinforced concrete pipe across Doremus Avenue about 1800 feet south of the southerly side line of Raymond Boulevard, said pipe line to be approximately six (6) feet below the surface of the center of the paved roadway of said street.

AND BE IT FURTHER RESOLVED, That such permission be and the same is hereby given, upon the condition and provision that the said pipes shall be removed within ten (10) days after the receipt of the said The Atlantic Refining Company, or its successors, of notice from the City of

Newark, ordering the discontinuance of said pipes and the further condition and provision that the said The Atlantic Refining Company shall indemnify and save harmless the said City of Newark, its officers, agents and servants, from any claim or claims whatsoever for any damage to any person, firm or corporation, arising from, or in any way connected with, the granting of said privilege, or by any reason of the location, maintenance, or existence of the said pipes.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the west side of Frelinghuysen Avenue north of Branford Street, as indicated on map or plan numbered 3026-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of Pole in Frelinghuysen Avenue, North of Branford Street, Newark, N. J." dated July 23, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That Porter Place between Lyons Avenue and Porter Avenue and Porter Avenue between Porter Place and Elizabeth Avenue, in the City of Newark, be designated as the public streets to be used by vehicles known as trackless trolleys or trolley buses or motor vehicles which are operated in part by electricity furnished from an overhead trolley system and in part by other motor power, constituting an extension of the Clifton All-Service Vehicle Line of Public Service Coordinated Transport, and that the necessary posts and poles for such operation be located therein or as indicated on map or plan numbered 3006-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Locations in Lyons Avenue, in Porter Place, Porter Avenue and Elizabeth Avenue, Newark, N. J." dated April 2, 1940, hereto attached and made a part hereof.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Mary C. Scudery, of 119 Sherman Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on July 24, 1940, for a Plenary Re-

tail Consumption License, and did deposit with the Clerk of the said Board the sum of Four Hundred Sixty-eight Dollars, and Fifty-four Cents (\$468.54) at the time of the filing of said application; and

WHEREAS, on September 12, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Mary C. Scudiery for the period of 1940-1941; and

WHEREAS, the said Mary C. Scudiery is now entitled to a refund of sixty-seven dollars and thirteen cents (\$67.13);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of sixty-seven dollars and thirteen cents (\$67.13) be and the same is hereby ordered paid to the said Mary C. Scudiery, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Mary C. Scudiery the sum of sixty-seven dollars and thirteen cents (\$67.13) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Thomas F. Vesey, of 75 Orange Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on July 6, 1940, for a Plenary Retail Con-

sumption License and did deposit with the Clerk of the said Board the sum of Five Hundred dollars (\$500.), at the time of the filing of said application; and

WHEREAS, On July 6, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant a special permit to the said Thomas F. Vesey for the period of 1940-1941; and

WHEREAS, the said Thomas F. Vesey is now entitled to a refund of six dollars and eighty-five cents (\$6.85);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the said sum of six dollars and eighty-five cents (\$6.85) be and the same is hereby ordered paid to the said Thomas F. Vesey, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Thomas F. Vesey the sum of six dollars and eighty-five cents (\$6.85) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Philip and James Bovino, of 111 Lackawanna Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on July 17, 1940, for a Plenary Retail Consumption License,

and did deposit with the Clerk of the said Board the sum of Five hundred dollars (\$500.) at the time of the filing of said application; and

WHEREAS, On July 25, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Philip and James Bovino for the period of 1940-1941; and

WHEREAS, the said Philip and James Bovino are now entitled to a refund of thirty-two dollars and eighty-eight cents (\$32.88);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of Thirty-two dollars and eighty-eight cents (\$32.88) be and the same is hereby ordered paid to the said Philip and James Bovino, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Philip and James Bovino the sum of Thirty-two dollars and eighty-eight cents (\$32.88) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Patsy Langone, of 379 Central Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on June 29, 1940, for a Plenary Retail Consumption License and did deposit

with the Clerk of the said Board the sum of Five hundred dollars (\$500.) at the time of the filing of said application; and

WHEREAS, on July 9, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Patsy Langone, for the period of 1940-1941; and

WHEREAS, the said Patsy Langone is now entitled to a refund of ten dollars and ninety-six cents (\$10.96);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of ten dollars and ninety-six cents (\$10.96) be and the same is hereby ordered paid to the said Patsy Langone, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Patsy Langone the sum of ten dollars and ninety-six cents (\$10.96) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Newark Recreation Center, of 6 Elizabeth Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on July 22, 1940, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of Four hundred sev-

enty-one dollars and twenty-eight cents (\$471.28) at the time of the filing of said application; and

WHEREAS, on August 22, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Newark Recreation Center for the period of 1940-1941; and

WHEREAS, the said Newark Recreation Center is now entitled to a refund of Forty-two dollars and forty-seven cents (\$42.47);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of Forty-two dollars and forty-seven (\$42.47) be and the same is hereby ordered paid to the said Newark Recreation Center, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Newark Recreation Center the sum of Forty-two dollars and forty-seven cents (\$42.47) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, James Santamaria, of 252 South Orange Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 29, 1940, for a Plenary Retail Consumption License, and did deposit

with the Clerk of the said Board the sum of four hundred sixty-one dollars and sixty-nine cents (\$461.69) at the time of the filing of said application; and

WHEREAS, on August 5th, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did Grant said license to the said James Santamaria for the period of 1940-1941; and

WHEREAS, the said James Santamaria is now entitled to a refund of nine dollars and fifty-three cents (\$9.53);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of Nine dollars and fifty-three cents (\$9.53) be and the same is hereby ordered paid to the said James Santamaria, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said James Santamaria the sum of nine dollars and fifty-three cents (\$9.53) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Anna Lysak, of 10-12 Wilson Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 15, 1940, for a Plenary Retail Con-

sumption License, and did deposit with the Clerk of the said Board the sum of Four hundred seventy-nine dollars and forty-five cents (\$479.45) at the time of the filing of said application; and

WHEREAS, on July 25, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Anna Lysak for the period of 1940-1941; and

WHEREAS, the said Anna Lysak, is now entitled to a refund of twelve dollars and thirty-three cents (\$12.33)

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of twelve dollars and thirty-three cents (\$12.33) be and the same is hereby ordered paid to the said Anna Lysak, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Anna Lysak the sum of twelve dollars and thirty-three cents (\$12.33) for the reason hereinbefore set forth.

M. Ellenstein.
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Third Ward Colored Republican Club, of 61 Monmouth Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on July 1st, 1940, for

a Plenary Retail Club License, and did deposit with the Clerk of the said Board the sum of one hundred and fifty dollars (\$150.) at the time of the filing of said application; and

WHEREAS, on July 11, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Third Ward Colored Republican Club, for the period of 1940-1941; and

WHEREAS, the said Third Ward Colored Republican Club is now entitled to a refund of four dollars and twelve cents (\$4.12);

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of four dollars and twelve cents (\$4.12) be and the same is hereby ordered paid to the said Third Ward Colored Republican Club, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Third Ward Colored Republican Club the sum of four dollars and twelve cents (\$4.12) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on June 6, 1940, Jacob and Minnie Silidker did file an application for the transfer of a Plenary Retail Consumption License (No. C-290) held by Jacob Silidker, 166

Plane Street, Newark, New Jersey, and did deposit therewith the sum of Fifty Dollars (\$50.00) to effect such transfer; and

WHEREAS, after the filing of the said application, same was withdrawn because Minnie Silidker, wife of Jacob Silidker, could not qualify as to citizenship; and

WHEREAS, because of the above conditions, and the filing of renewal for license (No. C-290) by Jacob Silidker, and because of this the Municipal Board of Alcoholic Beverage Control of Newark was unable to consider the said application for the transfer; and

WHEREAS, the said Jacob and Minnie Silidker is now entitled to a refund of the Fifty Dollars (\$50.00);

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said sum of Fifty Dollars (\$50.00), be and the same is hereby ordered paid to the said Jacob and Minnie Silidker, and the Director of the Department of Revenue and Finance is hereby authorized and directed to return to the said Jacob and Minnie Silidker the said sum of Fifty Dollars (\$50.00), for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Halsey Cafe, Inc., 275

Halsey Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 23, 1940, for a Plenary Retail Consumption License and did deposit with the Clerk of the said Board the sum of Four hundred and sixty-nine dollars and ninety-one cents (\$469.91) at the time of the filing of said application, and

WHEREAS, on September 14, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Halsey Cafe, Inc., for the period of 1940-1941; and

WHEREAS, the said Halsey Cafe, Inc., is now entitled to a refund of seventy-one dollars and twenty-four cents (\$71.24);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of seventy-one dollars and twenty-four cents \$(71.24) be and the same is hereby ordered paid to the said Halsey Cafe, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Halsey Cafe, Inc., the sum of Seventy-one dollars and twenty-four cent (\$71.24) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Antannas Kaminskas, of 309 Lafayette Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 28, 1940, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of Five hundred Dollars (\$500) at the time of the filing of the said application; and

WHEREAS, on July 9th, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Antannas Kaminskas for the period of 1940-1941; and

WHEREAS, the said Antannas Kaminskas is now entitled to a refund of ten dollars and ninety-six cents (\$10.96);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of ten dollars and ninety-six cents (\$10.96), be and the same is hereby ordered paid to the said Antannas Kaminskas, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Antannas Kaminskas the sum of ten dollars and ninety-six cents (\$10.96) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Syvan Zemel of 777

McCarter Highway, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 12, 1940, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of four hundred eighty-three dollars and fifty-six cents (\$483.56) at the time of the filing of said application; and

WHEREAS, on July 22, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Sylvan Zemel for the period of 1940-1941; and

WHEREAS, the said Sylvan Zemel is now entitled to a refund of ten dollars and ninety-six cents (\$10.96);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of ten dollars and ninety-six cents (\$10.96) be and the same is hereby ordered paid to the said Sylvan Zemel, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Sylvan Zemel the sum of ten dollars and ninety-six cents (\$10.96) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein

WHEREAS, Gaetano Rispoli, of 187 South Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 10, 1940, for a Plenary Retail Consumption License, and did deposit with the Clerk of the Board the sum of Five hundred dollars (\$500) at the time of the filing of the said application; and

WHEREAS, on July 22, 1940, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Gaetano Rispoli for the period of 1940-1941; and

WHEREAS, the said Gaetano Rispoli is now entitled to a refund of twenty-seven dollars and forty cents (\$27.40);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the said sum of twenty-seven dollars and forty cents (\$27.40) be and the same is hereby ordered paid to the said Gaetano Rispoli, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Gaetano Rispoli the sum of twenty seven dollars and forty cents (\$27.40) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

An application for permit to dis-

play fireworks by Societa Modolune St. Michele Arcangle September 23, 1940, on Sheffield Street, at Lackawanna Railroad Bridge, was received, read and ordered filed.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Societa Modolune St. Michele Arcangle, a non-pecuniary corporation organized under the law of the State of New Jersey, sponsoring the official celebration of the feast day of St. Michele Arcangle under the auspices of St. Lucy's Roman Catholic Church, of Newark, New Jersey, has made application for a permit for fireworks on Sheffield Street at Lackawanna Railroad Bridge on September 28th, 1940, between the hours of 12 A. M. and 12 P. M., and on September 29th, 1940, between the hours of 9 A. M. and 12 P. M., and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Commissioner of the City of Newark;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that permission is hereby granted to Societa Modolune St. Michele Arcangle, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of St. Michael Arcangle, under the auspices of St. Lucy's Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of two thousand five hundred dollars, (\$2,500.) as provided by Chapter 51 of the Laws of 1937 said bond to be approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

WHEREAS, an application has been made to the City of Newark by Societa Modolune St. Michele Arcangle, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of St. Michele Arcangle, under the auspices of St. Lucy's Roman Catholic Church, of Newark, New Jersey, on September 28th, 1940, between the hours of 12 A. M. and 12 P. M., and on September 29th, 1940, between the hours of 9 A. M. and 12 P. M., on Sheffield Street, at Lackawanna Railroad Bridge; and

WHEREAS, a bond as required by Alexander Zarillo, trading as Neptune Fireworks, and Societa Modolune St. Michele Archangle, as principals, and Indemnity Insurance Company of North America (Philadelphia) as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that said bond be approved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

An application for permit to display fireworks by Societa Gerardo Maiella, October 13th-16th, 1940, inclusive, on Sheffield Street, at Lackawanna Railroad Bridge was received, read and ordered filed.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Societa San Gerardo Maiella, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of San Gerardo Maiella, under the auspices of St. Lucy's Roman Catholic Church, of Newark, N. J., has made application for a permit for fireworks on Sheffield Street, on October 13th, 14th, 15th and 16th, 1940, between the hours of 9 A. M. and 12 o'clock noon, and between the hours of 1.30 P. M. and 10:30 P. M., and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Commissioner of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that permission is hereby granted to Societa San Gerardo Maiella, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of San Gerardo Maiella, under the auspices of St. Lucy's Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of Twenty-five hundred dollars (\$2,500.) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Societa San Gerardo Maiella, a non-pecuniary corporation sponsoring the official celebration of the feast day of San Gerardo Maiella under the auspices of St. Lucy's Roman Catholic Church of Newark, N. J., on October 13th, 14th, 15th and 16th, 1940, on Sheffield Street, at Lackawanna Railroad Bridge; and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been furnished by Alexander Zarillo, trading as Neptune Fireworks, and Societa San Gerardo Maiello, as principals, and Indemnity Insurance Company of North America (Philadelphia), as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said bond be approved.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Brewster Aeronautical Corporation of Long Island City, New York, has submitted a proposal to rent the one-story hangar and lean-to at the Newark Airport situated in the City of Newark, County of Essex, State of New Jersey, which said hangar and its lean-to is more particularly located and described as follows:

The hangar is parallel to the field boundary line, which field boundary line intersects the southerly line of Port Street, at a point 831.835 feet from the center line of Avenue I and Port Street, measured in a southeasterly direction along the center line of Port Street; and thence southerly 75 feet, measured at right angles to the said center line of Port Street; and the said field boundary line runs thence along a course south 58 degrees 21 minutes 55 seconds west 882.42 feet to a turn in said boundary line; thence along same boundary line on a course north 87 degrees 31 minutes 42 seconds west.

The main portion of the hangar is 100 feet long and 80 feet wide with a lean-to on the field side, 100 feet long and 18 feet wide. The line dividing the short dimension of the hangar in half is parallel with the 60 feet distant in a northerly direction, from the boundary line which is on a course north 87 degrees 31 minutes 42 seconds west.

The extension of a line dividing the long dimension of the hangar in half intersects the aforementioned course at a point 363.51 feet northwesterly from the turn in boundary line above-mentioned.

WHEREAS The Brewster Aeronautical Corporation is presently engag-

ed in the manufacture of airplanes in connection with the National Defense Program, and is in urgent need of additional space to enable it do its work in said National Defense Program, and

WHEREAS, The Brewster Aeronautical Corporation desires to rent the aforesaid hangar of approximately 9,800 square feet for a period of ninety days at a rental of 20 cent per square foot per annum, and has agreed further to pay all expenses necessary for putting the building in the necessary condition for its use, and

WHEREAS, The Board of Commissioners of the City of Newark deem it advantageous to the City to lease the aforesaid hangar to the Brewster Aeronautical Corporation,

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the offer of the Brewster Aeronautical Corporation be, and the same is hereby accepted, and the Director of the Department of Public Affairs and the City Clerk be, and they are hereby authorized to execute the necessary lease with the aforesaid Brewster Aeronautical Corporation, in such form and substance as is approved by the Corporation Counsel, and

BE IT FURTHER RESOLVED, That the said lease shall contain, among other conditions, that the rental for the 9,800 square feet shall be on the basis of 20 cents per square foot per annum; the period of lease shall be for ninety days, and that the cost of placing the building in proper condition for use by the Brewster Aeronautical Corporation be paid by the Tenant. Lease to start October 1, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, The Newark Tidewater Terminal, Inc., and the Economics Laboratory, Inc., have entered into a lease for approximately 25,300 square feet of space in Warehouse No. 4, comprising all of Section A, for a period of eleven years; and

WHEREAS, the Newark Tidewater Terminal, Inc., has agreed in the lease with Economics Laboratory, Inc., to make certain repairs and alteration to the premises therein leased; and

WHEREAS, the Economics Laboratory, Inc., contemplates the employment of 20 to 30 bona fide residents of the City of Newark in connection with the operation of its business; and

WHEREAS, the lease between the City of Newark and Newark Tidewater Terminal, Inc., contains a provision that after eighteen months the said lease may be cancelled by either party upon six months' notice; and

WHEREAS, the Economics Laboratory, Inc., desires to continue the occupancy of the contemplated leased premises for the full period specified in the proposed lease between the Newark Tidewater Terminal, Inc., and the Economics Laboratory, Inc., and

WHEREAS, in view of the above mentioned, the Board of Commission-

ers of the City of Newark believe it will be to the best interests of the City of Newark to have the Economics Laboratory, Inc., locate its business in Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs and the City Clerk be and they are hereby authorized and empowered to enter into an agreement with the Economics Laboratory, Inc., in accordance with the terms and conditions of the agreement hereto attached and made part of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The Director of Relief, Owen A. Malady, has submitted a proposal for renewal of the lease for the premises at No. 99 Central Avenue, Newark, New Jersey, for use as the Norfolk District Office of the Department of Public Welfare, for the period of one year, commencing August 1, 1940, and ending July 31, 1941, at an annual rental of \$2,400.00, payable at the rate of \$200.00 per month; it being agreed that necessary changes in the heating system shall be made by the landlord;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the

City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to enter into a renewal lease for the first floor, second floor loft of the premises at No. 99 Central Avenue, Newark, New Jersey, for the term of one year, commencing August 1, 1940, at the annual rental of \$2,400.00, the lease to be in form and substance as approved by the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The City of Newark is the owner of premises at 42-44-46-48 Franklin Street, Newark, New Jersey; and,

WHEREAS, This property is to be used in connection with the remodeling and alteration of the Police Garage, which is a WPA Project, No. 3-7-927, and it will be necessary to partially demolish the buildings thereon;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for the partial demolition of the buildings at the aforesaid location, according to the specifications to be prepared by said director.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, it has become necessary to remove the Stamp Plan Project from the Center Market to new premises this City is leasing, at 138 Washington Street; and,

WHEREAS, the Superintendent of Buildings has informed the City Commission that the repairs would cost approximately \$5,000.00, and that he would prepare plans and specifications;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to advertise for bids for the alterations and other work necessary for the installation of the Stamp Plan Headquarters on the premises at 138 Washington Street, and for the performance of all other work incidental to the removing of the equipment from the Center Market premises.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Murphy, Mayor Ellenstein.

WHEREAS, it has become necessary to provide new quarters for the Stamp Plan Headquarters, by reason of the Center Market being leased for other purposes; and,

WHEREAS, an offer has been received from the Barton Press for the leasing of the ground floor of the premises on the northwest corner of Washington and Linden Sts., known as 138 Washington Street, at an annual ret of \$6,000.00, for the term of one year, conditioned that the Barton Press supply adequate heat, and with option by the City for four additional years; in the event of the City exercising the option for four additional years, at the end of the first year, that the Barton Press is to contribute, or the City to deduct from its annual rental, \$1,500.00, which will defray part of the expenses, the \$1,500.00 to be amortized equally during each year; that the lease shall also cover part of the basement, sufficient for storage, and the mezzanine; lease to commence on October 1, 1940, with the right of the City to take possession immediately;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid premises be leased for the period of one year, for the sum of \$6,000.00, conditioned as hereinbefore set forth, and with such other terms and conditions as the Director of the Department of Public Works and the Law Department shall deem for the best interest of The City of Newark; and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute a lease with the aforesaid Barton Press in form approved by the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, by resolution No. 8280, adopted August 14, 1940, the City Commission authorized the Director of the Department of Parks and Public Property to advertise for the leasing of property owned by The City of Newark at 114-126 Walnut Street, for a period of three years, with option to purchase; and,

WHEREAS, the said Director accordingly advertised for public bids and prepared specifications therefor, and received bids on September 13, 1940; and,

WHEREAS, the bid of Louis J. Miller, for the annual rental of \$750.00 with option to purchase at \$7,500.00 is deemed the most advantageous to The City of Newark; and,

WHEREAS, the said Director submits that the premises to be leased constitute a group of dilapidated buildings, from which the City is receiving no income, and which buildings have been declared by the Superintendent of Buildings to be unsafe for occupancy, and that the specifications for the leasing of these premises require that before the tenant may use the buildings that the same must be put in a safe condition, at the expense of the tenant, in manner and condition to be approved by the

Superintendent of Buildings and the Director of the Department of Parks and Public Property. A copy of the specifications is attached hereto and made a part hereof, and shall be in all respects made a part of the lease to be executed between the City and the Tenant, and subject to such other terms and conditions as the aforesaid Director shall determine;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to execute a lease with the aforesaid Louis J. Miller for the premises at 114-126 Walnut Street, subject to the aforesaid conditions, and approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Meats and Meat Products, for the Department of Public Works; 1:3:6 and 1:2:4 Ready Mixed Concrete, High Early Strength Portland Cement, Asphalt Filler for Brick Pavements, Asphalt Binder and Course Aggregate Bituminous Concrete for the Department of Public Affairs; Motorcycles for the Department of Public Safety and Tire Chains for all Departments requiring same.

Bids to be received on such date

and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Rock Salt (chiefly for the Bureau of Street Cleaning, Department of Public Affairs) and Meats for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8450, dated September 11, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Com-

missioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

AMERICAN-LaFRANCE FOAMITE
CORPORATION—Elmira, New
York.

(Public Safety)

One (1) or more of any or all Repair Parts for American-LaFrance Fire Equipment—as per parts price list on file in the Department of Central Purchase.

ELGIN SWEEPER COMPANY—
Elgin, Illinois.

(Public Affairs)

One (1) or more of any or all Repair Parts for Elgin Street Sweepers—as per parts price list on file in the Department of Central Purchase.

GRIGGS MOTOR SALES COMPANY,
Newark, N. J.

(For all Departments)

One (1) or more of any or all Repair Parts for Ford Automobiles and Trucks—as per parts price list on file in the Department of Central Purchase.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8413, dated September 4, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it.

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

ARMORED CONCRETE CORPORATION—Newark, N. J.

Approx. 100 City Highway Basin Heads, curb piece 8 in. @ \$44.90 each.

JOHN P. CALLAGHAN, INC.—
Harrison, N. J.

Approx. 2,000 cu. yds. Grade E Broken Stone—truck @ \$1.53 cu. yd.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 2,000 cu. yds. Grade G Broken Stone—in scows @ \$1.60 cu. yd.

THE HIGHWAY CORPORATION—
Newark, N. J.

Approx. 500 tons Gold Mixed Asphalt Concrete Top Course Material @ \$4.50 ton.

LAKE ASPHALT & PETROLEUM COMPANY—Harrisburg, Pa.

Approx. 300 tons Refined Asphalt Cement, RAC No. 1 @ \$11.80 ton.

JAMES H. MILLER COMPANY—
Newark, N. J.

Approx. 5,000 bags High Early Strength Portland Cement @ .69 bag.

Approx 300 tons Mineral Filler @ \$4.63 ton.

SOUTH RIVER SAND COMPANY—
Old Bridge, N. J.

Approx. 2,000 cu. yds. Bituminous Sand—scow delivery @ \$1.00 cu. yd.
(All above awards for Public Affairs)

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

as per unit prices shown on list on
file in the Department of Central
Purchase:

Approximately

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

L. Kaltman & Sons, Inc	\$937.56
Photostat Corporation	932.50
E. G. Ruehle & Company	471.45
Schaeffer Company, Inc.	810.96

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

WHEREAS, In accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, by a resolution, No.
7374, dated August 28, 1940, the De-
partment of Central Purchase pub-
licly solicited, received and opened
bids for furnishing and delivering ma-
terial listed below, therefore be it

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioner B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED by the Board of Com-
missioners of the City of Newark
that the contracts for furnishing and
delivering said material to the City
of Newark, be and the same hereby
are awarded as follows, being the low-
est responsible and formal bidder as
determined by the Director of the De-
partment of Parks and Public Prop-
erty in response to public advertise-
ment for sealed proposals, the amount
of their bids being as follows, and
the Director of Parks and Public
Property and the City Clerk of the
City of Newark, are hereby authoriz-
ed and directed to execute on the part
of the City of Newark, proper con-
tracts for furnishing and delivering
said material according to the speci-
fications on file in the Department of
Central Purchase, in the City of New-
ark.

The Director of the Department of
Parks and Public Property submits
the items as hereinafter set forth, as
obligations incurred by his department
all of which were necessary in the
conduct of its affairs and recommend-
ed for approval by the Director, who
certifies as to correctness.

The items submitted herein have
been audited by the Auditing Depart-
ment and appear on regular certified
list of bills submitted for approval.
The purpose of this resolution is for
departmental record, and constitute a
duplication.

Photographic Supplies for all De-
partments requiring same (Chiefly
Public Affairs and Public Safety)
for the period of one (1) year, to
the following named firms in the
approximate amounts indicated, all

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of
the City of Newark that the follow-
ing purchases of materials, supplies
and labor, by authority of the Direc-
tor of the Department of Parks and
Public Property, be and the same are
hereby approved.

Central Purchase		M. Lakind—Furnishing and Installing Glass	4.85
Bennett Oil Co.—Gasoline and Oil	\$ 49.58	N. J. Bell Telephone Co.— Direct Wires	131.63
City Treasurer—Postage	140.24	N. J. Bell Telephone Co.— Switchboard Service	805.00
Griggs Motor Sales, Inc.— Repairs to Car	5.40	Walter Sign Co.—Changing Name on Sign	12.00
Hagin & Koplin, Inc.—Repairs to Car	1.00	Public Buildings—City Owned Property	
Jersey Central Garage— Storage and Repairs	8.50	Department of Public Affairs— Water-Sprinkler Rent	3.75
Director's Office		R. A. Garreau & Co.—Furnish- ing and Installing Glass	60.00
Bennett Oil Co.—Gasoline, Oil, etc.	18.19	Shade Tree	
City Treasurer—Postage	10.00	Carl Bannwart—Incidentals	3.52
Ernest F. Masini — Expenses attending Convention	38.00	Bennett Oil Co.—Gasoline and Oil	115.48
Printing and Stationery— Miscellaneous Advertising		Cornelius J. Cronin — Trans- portation and Calls	5.00
Newark Evening News— Miscellaneous Advertising	51.36	DeCozen Motor Co.—Changing Oil, Etc.	2.43
Newark Star Ledger— Miscellaneous Advertising....	16.08	Foley Chevrolet Motor Sales Co.—Greasing Car	1.50
Printing and Stationery— Dedicated Revenue		William C. Hicks—Transport- ation and Calls	3.00
Monroe Calculating Machine Co.—Repairing Machines	4.65	Walter R. MacPherson— Transportation and Calls....	5.00
Newark Typewriter Repair Shop—Typewriters Repaired and Overhauled	63.75	Newark Saw Works—Saws Set and Filed	3.00
Royal Typewriter Co.—Repair- ing Typewriters	7.75	Solomon Newbarth—Trans- portation and Calls	5.00
PUBLIC BUILDINGS		N. J. Bell Telephone Co.— Telephone at Nursery	5.00
Max S. Kotler—Locks and Keys	2.85		

Public Service Elec and Gas Co.—Electric—Parks	18.52
Andrew J. Sweeney—Trans- portation and Calls	5.00
Hugh P. Sweeney—Transport- ation and Calls	2.50
System Brake Service, Inc— Auto Repairs	43.35
Patrick H. Tansey—Trans- portation and Calls	5.00
Weights and Measures	
Bennett Oil Co.—Gasoline and Oil	12.18
S. Grossman, Inc.—Tuning Mo- tor on Truck	4.52
Superior Garage of Newark, Inc.—Storage and Service....	35.50
Smoke Abatement	
Bennett Oil Co.—Gasoline, Oil, etc	14.72
W.P.A. PROJECT No. 3-7-1095— Reserve for 1939	
Department of Public Affairs— Water—Service	99.06

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioner B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Cor-
missioners of The City of Newark

that the following changes appearing
in the payrolls of the Department of
Parks and Public Property for the
second half of September, 1940, and
the weekly payrolls as hereinafter set
forth, be and the same are hereby ap-
proved, confirmed and ratified:

PUBLIC BUILDINGS

George Huegel, temporary Station-
ary Fireman, services terminated on
September 24th, 1940.

Peter Begley, teporarily appointed
Stationary Fireman, effective Septem-
ber 23rd, 1940, at a salary of \$3,000.00 per annum.

Mr. Begley has been appointed for
the duration of the sick leave of Mi-
chael Scabill.

John Wittick, temporarily appoint-
ed Watchman, effective September
19th, 1940, at a salary of \$1,200.00 per
annum.

Mr. Wittick has been appointed for
the duration of the sick leave of Mi-
chael Gray, Watchman, who has been
absent since September 19th, 1940,
and who is being paid during his ill-
ness.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

James F. Smith, Head Janitor, one
week, starting September 23rd, 1940,
the balance of his vacation.

Rose Diebold, Cleaner, one week,
starting September 23rd, 1940, the
balance of her vacation.

SHADE TREE

Peter Sandomeno, Laborer-Tree

Climbing, 5 days of his vacation, starting September 23rd, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing on the payrolls of the Department of Parks and Public Property for the first and second half of September, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Anne Judson, Telephone Operator on sick leave with pay, returned to duty September 16th, 1940.

Marguerite Dow-Dell, temporary Telephone Operator, services terminated on September 14th, 1940.

Terrence Murphy, temporarily appointed Stationary Fireman for four days, namely, September 14th to 17th, 1940, at a salary of \$3,000.00 per annum.

Joseph Callery, Stationary Fireman, on sick leave with pay, two days, September 14th and 15th, 1940.

George Huegel, temporarily appointed Stationary Fireman, effective September 18th, 1940, at a salary of \$3,000.00 per annum.

Mr. Huegel is being appointed during the absence of Michael Scahill, Stationary Fireman, who is ill.

Mr. Scahill is being paid during his absence.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

John McGreevy, Head Janitor, one week, starting September 16, 1940, the balance of his vacation.

SHADE TREE

Joseph Roseland, Laborer, 12 days, starting September 12, 1940.

Rocco Andriola, Laborer, 12 days, starting September 12, 1940.

Andrew J. Sweeney, Foreman, 16 days, starting September 19, 1940.

George Streckfuss, Laborer-Tree Climbing, 6 days, starting September 23, 1940, balance of his vacation.

SMOKE ABATEMENT

Herman Davis, Smoke Inspector, two days of his vacation, starting September 19, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, A vacancy exists in the position of Assistant Superintendent of Buildings in the Building Division of the Department of Public Safety, which position was provided for under Section 436 of the Building Ordinance and which vacancy has existed for several years, and

WHEREAS, Superintendent of Buildings Frederic Bigelow deemed it necessary to request that the position of Assistant Superintendent of Buildings be filled and recommended Sylvester J. Connolly, employed as Plan and Application Examiner in said Division, be appointed to that position, and

WHEREAS, Said Sylvester J. Connolly was, by resolution of the Board of Commissioners of the City of Newark, adopted August 2, 1939, appointed to the position of Acting Assistant Superintendent of Buildings, pending Civil Service examination, and

WHEREAS, Since the date of said temporary appointment an examination was held by the Civil Service Commission and as a result of said examination said Sylvester J. Connolly passed first on the list.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that Sylvester J. Connolly, having been certified as eligible by the Civil Service Commission, be and he is hereby promoted from the position of Plan and Application Examiner, Building Division, Department of Public Safety, to the position of Assistant Superintendent of Buildings in said Building Division, Department of Public Safety, at a base salary of \$4,500.00 per annum, payable semi-monthly as other salaries are paid, effective September 25, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, A considerable number of vacancies exist in the rank of Patrolman in the Police Division, Department of Public Safety, and

WHEREAS, It is essential for the welfare of the City and the protection of its inhabitants that replacements be made in said rank, and

WHEREAS, The Civil Service Commission has promulgated an eligible list,

NOW, THEREFORE, BE IT RESOLVED THAT:

William C. Arnold
Charles A. Otto
Frank C. Gass
Harold A. Schwankert
Edward C. Noack, Jr.
Edward V. Weber
Vincent J. Peszynski
Francis J. Spiessbach
Raymond P. Wehrle
William E. Lanno
Frederick C. Pickel, Jr.
Joseph R. O'Connor
Vincent F. Byron
Stephen Mikulak
Richard J. Foley
Andrew Lavan
Joseph F. Farrell
Robert H. Strong, Jr.
Eugene A. O'Neill
George J. Doerbeck
Walter J. Haley

Bernard M. Otto
Fred C. Keller
Francis A. Troy
Clifford J. Heiss
Frank Hengert, Jr.
William F. McEnroe
Bernhardt W. Betz
Bernard J. Gass
Harold C. Volz
Anthony Barres
James H. Hart
Joseph Fruchter
Joseph Zack
Dominick A. Spina
William J. Knowles
Lawrence W. Sheridan
Edward C. Krah
John O'Rourke

having been certified by the Civil Service Commission and having passed satisfactorily a physical examination by the Police Surgeon, be and they are hereby appointed as Patrolmen in the Police Division of the Department of Public Safety, to take effect October 1, 1940, and they shall be paid the same compensation and in like manner as are other Patrolmen in the same grade of service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, the jurisdiction of the Bureau of Baths has been expanded to included supervision over the four Outdoor Swimming Pools and thus it has become necessary to provide additional supervision for the present in-

door baths, as well as for the newly constructed outdoor pools, therefore,

BE IT RESOLVED, that the title of Supervisor of Baths, be and the same is hereby created in the Bureau of Baths, Department of Public Works, at a salary of \$3,000 per annum, effective September 16, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, James Walker, Forester in the Shade Tree Bureau, has been authorized by the Director of the Department of Parks and Public Property, to attend the National Convention of American Institute of Park Executives, at Cleveland, Ohio, from September 24th to September 28th, 1940;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that a sum not to exceed Eighty Dollars \$(80.00) is hereby appropriated for the expenses of James Walker for attending the aforesaid Convention.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e.
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Annual Meeting of the International Municipal Signal Association, Inc., is to be held at Jacksonville, Florida, October 14th to 17th, 1940, inclusive; and

WHEREAS, Arthur J. Moore, Superintendent of Fire Alarm Telegraph, Fire Division, Department of Public Safety, is in charge of fire alarm equipment for the City of Newark; and

WHEREAS, it is the opinion of the Board of Commissioners that the participation of said Superintendent of Fire Alarm Telegraph Arthur J. Moore at said meeting would inure to the benefit of not only the Fire Division of the Department of Public Safety but also to the citizens of the City of Newark because of the exchange of ideas in regard to the latest type of fire alarm equipment in use throughout the United States;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said Superintendent of Fire Alarm Telegraph be and he is hereby authorized to attend the Annual Meeting of the International Municipal Signal Association, Inc., in Jacksonville, Florida, from October 14th to 17th, 1940, inclusive, and that the said Superintendent of Fire Alarm Telegraph, Arthur J. Moore, be paid the expenses incurred by him because of his attendance at said meeting in an amount not exceeding \$200.00.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That a sum not to exceed Two Hundred Dollars (\$200.00) be and the same hereby is appropriated to Edward S. Rankin, Division Engineer of the Division of Sewers, and Past President of the American Public Works Association, and John S. Flockhart, Principal Assistant Engineer, Bureau of Street Cleaning, and President of the aforementioned Association, to cover expenses in attendance at the Convention of the said Association to be held in Detroit, Michigan, on September 29th and 30th and October 1st and 2nd, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That Doctor Charles V. Craster, Health Officer of the Bureau of Health, Department of Public Works, be and he is hereby authorized to attend the annual convention of the American Public Health Association to be held at Detroit, Michigan, from October 8th to 11th, 1940

The expenses incurred by Doctor Craster in attending this convention are not to exceed the sum of One Hundred Twenty-five Dollars (\$125).

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Before proceeding further with resolutions, I have a letter here addressed to me which was received at my office at 9:50 this morning in which Director Murphy undertakes to appoint Anthony Petrone as a member of the Tax Board. I recall at the time that I introduced a resolution at the City Commission endeavoring to make the appointment of the vacancy that existed through the unfortunate death of Mr. Edward J. O'Brien, that there was an opinion from the Law Department that under existing resolutions and ordinances it wasn't within the province of any one Commissioner to make any appointment. In view of that opinion, as I recall it, I have instructed the City Clerk not to swear in Mr. Petrone until we have had a legal opinion from the Law Department.

In some manner unknown to me when I had made up my mind to present the name of a representative American of Italian extraction this appointment by Director Murphy was suddenly made. The representative of one of the newspapers knew yesterday afternoon at twelve o'clock that I was going to introduce the resolution. The letter that I received this morning at 9:30 is all very significant, so it must have been, I have a right to conclude, at least, that the representative of the Newark News had

called it to the attention of Director Murphy and Director Murphy evidently thought he would sort of get off the starting line first and present this letter making the appointment. I want to call the attention of the Commission that I believe I am on fair and reasonable grounds when I insist that I be permitted to make an appointment of a tax representative so that I can have direct communication as to what is transpiring in the Tax Board. I want to point out to the City Commission that ever since we have had the Commission form of government in this City, since 1917, throughout the time that Mayor Gillen, Mayor Archibald, Mayor Raymond and Mayor Congleton were the nominal heads or chairmen of the City Commission that there was never that departure from the precedent irrespective of majority or minority. When this Commission was organized on prior occasions, this Commission, particularly when Director Murphy refused to appoint a member of the Tax Board when there was every justification for the City Commission to then fill the vacancy, we patiently held it open for almost an entire year until Director Murphy finally made the appointment. Always understand, a vacancy, a vacancy was permitted to be filled by the Commissioner who designated that man. Now, Director Murphy in his letter says I am privileged to go in and investigate. He knows as well as I do I haven't the time to investigate. He knows that that consideration was extended to every Commissioner. When this Commission was organized even though there was what you might term personal feeling among the City Commissioners, still, in the best interests of the taxpayers of the City of Newark, each one was permitted an appointment on that Board. I am there.

fore introducing this resolution which I will ask the City Clerk to read.

I might say in introducing this that I selected a man whom I consider and I think it is generally understood one of the outstanding American citizens of Italian extraction. I did it on the feeling that at least one-fifth of the citizens of the City of Newark are Americans of Italian extraction. He has resided in the City for forty years. He has been a taxpayer for many years; he is Director of the Columbian Mortgage and Title Company; he is Chairman of the Real Estate Board of that company; he has also for a number of years been president of the Roseville Building and Loan Association. He is a man obviously well qualified, he is a man that would be an asset to the Tax Board. I ask that fair consideration only, at least the majority to give me that consideration that was given to them when this Commission organized, by allowing me a member of my own particular designation on the Tax Board. And the man's name is Albert Del Viscovo. He resides at 259 Fifteenth Avenue. I thought I would tell you his name.

Commissioner Byrne: Before the resolution is introduced, in view of the fact that Director Murphy has made this appointment, the legality of this question, I have been wondering about it myself, I would like to go on record that we should have an opinion as to the legality of that move.

Mayor Ellenstein: Ask the Law Department for an opinion.

Commissioner Byrne: Should the Tax Board be advised?

Mayor Ellenstein: There is no nec-

essity of that because the City Clerk has not sworn him in. He can't officially vote until the City Clerk does swear him in.

Commissioner Murphy: I don't agree with that, which is only natural. I don't know anything about any opinion of the Law Department that I haven't got any authority to make the appointment. I believe under the act I am legally right, there is no question about it; I have that authority to make that appointment. I said very frankly that everything being equal, you certainly would be entitled to the appointment. Don't think that you can expect me to continue to take the kicking around I have been taking off you for the past three and a half years and then get to the point where you even stretch down right in my department and take away from the authority I have under the handling of the tax title lien certificates. I think it is just going entirely too far. I don't think that I have been treated fair. You can talk about the apportionment and representation, that has not been given me since I have been coming into this Commission. I can see no justification as to why where I have the responsibility under the law for this appointment, which I am advised I have and which I think I have, that I should allow you to make this appointment. I have therefore exercised my right, as I believe under the law, and made the appointment not on any information received from any News Company, the Newark News or individuals, but since I returned from Atlantic City I was satisfied that something must be done about the situation. I acted on what I think is my authority in making this appointment. The man has been sworn into office, I think he is legally sworn into office and as far as

I am concerned he is going to sit with the Tax Board and carry on. It is in my department. I believe it is my duty and my job and I am going to carry it out. I think it is fair. Naturally you don't agree with me and I don't agree with the treatment I have received. I don't intend in so far as I am concerned, where I have the authority, to let anybody else exercise authority for me any longer where I have it.

Mayor Ellenstein: I am going to show you how ridiculous your stand is. You are saying that I didn't deal fair with you because I was one of the Commissioners that voted to take the forecloseures away from you. Without discussing that at all you know very well that long before that happened you prevented me from putting a member on the Tax Board. Why make up an excuse now. Long before that happened, long before the foreclosures were taken out of your hands, long before I knew that Director Byrne was going to go along with it—

Commissioner Murphy: Do you want an answer to that?

Mayor Ellenstein: Wait a minute.

Commissioner Murphy: Do you want an answer to that?

Mayor Ellenstein: You will have a chance to answer it.

Commissioner Murphy: I am asking you before you go on, have your own way, that is your usual tactics.

Mayor Ellenstein: Are you going to let me finish, I didn't interrupt you until you were finished.

You have made the excuse, the only

excuse is you were not dealt fair with, the forecloseures was taken out of your hands. Therefore, there is not any likelihood or any inclination on your part of dealing fair with me. For months I have been doing everything possible in the best interests of the City of Newark, notwithstanding what you say, to have a representative on the Tax Board. Now you come along with this ridiculous excuse. In spite of the fact that you denied me the privilege of appointing a member of the Tax Board you give that as an excuse. That is about as inconsistent as you have been during the entire period with us on this City Commission.

Commissioner Murphy: The people of the City of Newark will decide the inconsistency stuff. I didn't appoint anybody, you know it, I made that statement time and time again that everything being equal—I didn't appoint anybody up until the time I think you got to where the straw that broke the camel's back in this case as far as I was concerned. I made the appointment, I think I am entitled to it.

Mayor Ellenstein: That didn't answer the question as to how ridiculous your excuse is.

Commissioner Murphy: That is your opinion.

Mayor Ellenstein: You gave that as an excuse.

Commissioner Murphy: I haven't appointed anybody right along, isn't that true?

Mayor Ellenstein: You are not even coherent now.

Commissioner Murphy: You with

your legalistic mind, naturally I can't be coherent to you.

Mayor Ellenstein: You gave the reason, however, I was one of the commissioners that voted to take the foreclosures away from you and therefore you were not going to give me any consideration, that is the reason you were not going to let me appoint a member on that Board. I am saying now that for months before there was an idea of the foreclosures being taken away from you you denied me the privilege of putting a member on the Board. There is not any consistency in that.

Commissioner Murphy: You were not able to influence a member of the Commission about it until the other day.

Mayor Ellenstein: What has that got to do with the excuse you make? The Clerk will read the resolution.

Commissioner Murphy: You have got to expect a reaction. You don't imagine I am going to sit here and not react against your hitting at me.

Mayor Ellenstein: I don't know why you call it hitting you. Director Byrne who has always voted with you in 99 out of 100 cases, he realized it was the best course to pursue in the interest of the City, that is why he voted for taking the foreclosures away.

Commissioner Murphy: I don't agree with you lots of times.

Mayor Ellenstein: You can't call it kicking you around.

Commissioner Murphy: I don't agree with his vote on it. If that is the action of the majority I am going to exercise my rights.

Mayor Ellenstein: And pay no attention to the majority?

Commissioner Murphy: That is my right in my department. You don't consult me on anything in your department.

Mayor Ellenstein: Don't you know that a man who votes along with you consistently like Director Byrne does and then decides to vote on this, isn't it possible that you are wrong?

Commissioner Murphy: Does it come to my mind?

Mayor Ellenstein: Does it strengthen the position of Director Byrne, that he is more likely to be right?

Commissioner Murphy: No.

Mayor Ellenstein: Read the resolution.

Mayor Ellenstein offered the following resolution:

WHEREAS, a vacancy exists in the office of member of the Board of Assessment and Revision of Taxes, a vacancy arising by the untimely death of the late Commissioner Edward J. O'Brien, who was recommended by Mayor Meyer C. Ellenstein, as his selection by agreement of the City Commissioners that each commissioner have selection for appointment one of the members of the Tax Board; and it has been the policy in the administration of the City government to permit the same commissioner to select a person to fill the vacancy, where the vacancy was of his selection; and that because of the importance of taxation in the life of the community, it is for the best interests of the City that appointments to the membership be made as aforesaid, so

that each commissioner may be kept informed by his appointee in matters of taxation; and,

WHEREAS, the nature of the work of the Board of Assessment and Revision of Taxes, the ratables of the City approximating \$850,000,000, requires a full board of five members, that to expedite its work the City is divided into five zones; that the method contemplates a commissioner assigned to each zone; and,

WHEREAS, Mayor Meyer C. Ellenstein recommends a citizen, Albert Del Viscovo, a capable and worthy representative of the people of Italian extraction, residents of our City, to fill the vacancy aforesaid;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that under and by virtue of the power and authority vested in them by law, and by the terms and conditions and provisions of a certain ordinance adopted by the Board of Commissioners of the City of Newark on third and final passage on July 28, 1937, entitled, "An Ordinance to Establish a Board of Assessment and Revision of Taxes, and to Provide for the Appointment of Members thereof, defining their duties and providing for the salaries of such members," that Albert Del Viscovo be and he is hereby appointed a member of the Board of Assessment and Revision of Taxes to take the place of Edward J. O'Brien, deceased, his said term of office to run pursuant to the provisions of the above mentioned ordinance, at the annual salary therein provided, of Four Thousand Dollars (\$4,000.00), to be paid semi-monthly as other salaries are paid; said appointment to be effective as of October 1, 1940, and the City Clerk

is hereby directed to place his name upon the payroll.

M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: All in favor of the resolution as read by the City Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: Not voting on this resolution. I want to find out the legal opinion from the Law Department as to whether Director Murphy is correct.

Commissioner Murphy: Are you being recorded as voting?

Commissioner Byrne: Not voting for the resolution.

Mayor Ellenstein: If the Law Department decides that it is not a valid act by Director Murphy, may I ask whether you will then vote on the resolution?

Commissioner Byrne: I will decide then when I get that far.

Mayor Ellenstein: You are not certain about it?

Commissioner Byrne: No, I will decide then.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: No.

Commissioner Byrne I vote no.

Mayor Ellenstein: How do you vote, no or not voting?

Commissioner Byrne: No.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: Aye. The resolution having received two votes is declared not carried.

You are changing your vote to no?

Commissioner Byrne: Yes.

Commissioner Murphy: I want to present this resolution here rescinding the resolution which was passed a couple of weeks ago when the City instructed the payment of the Waring Realty Company fee. I think in all fairness to the case that is coming before the Chief Justice of the Supreme Court—I believe the matter was up before Chief Justice Parker and he referred the matter to the court en banc—as I understand it is sitting, all the Chief Justices, and the fact that counsel for the Waring Realty Company is contending that the existence of the resolution passed by the Commission on August 14 is enough to entitle them to payment, I personally feel that that resolution should be rescinded so that at least the decks could be cleared for a fair clear-cut decision by the Court. I don't think that resolution ought to stand in the way whatsoever if there is an opportunity on the part of the City to save \$31,000 in commission fees or brokers' fees, why, I think we ought not to have any resolution of that kind before the Court.

Mayor Ellenstein: Who drew that resolution?

Commissioner Murphy: That is the

same resolution that was presented here a couple of weeks ago and the resolution was drafted in my department.

Mayor Ellenstein: Has the Law Department seen this resolution? This is a legal question.

Commissioner Murphy: A couple of weeks ago they saw the resolution.

Mayor Ellenstein: Yes.

Commissioner Murphy: The Law Department, the Corporation Counsel was here at that time.

Mayor Ellenstein: Have they approved that resolution?

Commissioner Murphy: I don't know whether he approved it or not.

Mayor Ellenstein: It ought to go to the Law Department then on the legal question. Certainly the Law Department is protecting the interest of the City, they are charged with it.

Commissioner Murphy: Right, they are charged with the duty.

Mayor Ellenstein: This is a legal question. You say somebody in your department. Who in your Department drew that resolution?

Commissioner Murphy: A couple of girls, typewriters.

Mayor Ellenstein: Who dictated the resolution?

Commissioner Murphy: My private counsel.

Mayor Ellenstein: Who dictated the resolution?

Commissioner Murphy: My counsel.

Mayor Ellenstein: Your private counsel?

Commissioner Murphy: Vincent J. Murphy, right; get that in the record.

Mayor Ellenstein: I think the matter ought to go to the Law Department for approval.

Commissioner Murphy: I move for the passage of the resolution.

Commissioner Byrne: What is the resolution?

Commissioner Murphy: The resolution rescinds the action of the Commission. I move the reading of the resolution.

Mayor Ellenstein: I would want to know the legality of the resolution. What is the position of the City?

Commissioner Murphy: The only thing that this does is rescind the last City Commission action and leave the case in the position it was prior to then. I even remember the Corporation Counsel saying here in the course of the debate, he said, "Well, I feel that the best thing for you to do, McGlynn would be apt to bring suit against the City if he finds out."

Mayor Ellenstein: What has that to do with this resolution?

Commissioner Murphy: Because now McGlynn is contending before the Court that this resolution entitles them to payment; on the basis of this resolution they should not prove the case any further than the recent action of the Commission.

Mayor Ellenstein: That may be so.

On the other hand the Law Department may decide that it is prejudicial to the City's interests. It certainly is not any harm in referring it to the Law Department.

Commissioner Murphy: It is impossible for it to be prejudicial to the City's interests.

Mayor Ellenstein: You have two impossibilities.

Commissioner Murphy: That is right, because I am the one moved in order to protect the City's interests, isn't that so?

Mayor Ellenstein: You moved as Mr. McGlynn said, just to do everything you possibly could to protect the fellows upstairs.

Commissioner Murphy: You are getting in sarcasm.

Mayor Ellenstein: Didn't Mr. McGlynn say that?

Commissioner Murphy: You are talking about not being fair.

Mayor Ellenstein: Did Mr. McGlynn say that? Do you deny that Mr. McGlynn said it?

Commissioner Murphy: Lots of things are said about you and if they are repeated to you you would say they are a liar, but remember telling the men like a gentleman, I told him he was wrong.

Mayor Ellenstein: Yes, you are right.

Commissioner Murphy: How about this?

Mayor Ellenstein: Very good. The

matter should be referred to the Law Department.

Commissioner Murphy: I move the resolution.

Commissioner Byrne: I second it.

Mayor Ellenstein: Any resolution involving any legal matter in the past has always been referred to the Law Department.

Commissioner Murphy: The case is coming up on Tuesday before the Supreme Court.

Mayor Ellenstein: The case should be adjourned.

Commissioner Murphy: I have the responsibility of the taxpayers, and it is urgent.

Mayor Ellenstein: The case should be adjourned and the City Clerk should be instructed to adjourn the case until a legal opinion can be given by the Law Department.

Commissioner Franklin: I think this matter will be disposed of with the resolution as passed. If this resolution is rescinded then there is nothing to take before the Court. If this matter is going to be disposed of it can be disposed of as fairly with this resolution in existence, better than without it. With the resolution out of existence, there is no refusal on the part of the City to pay this fee. A demand would have to be made for payment under the alleged bill and then the matter would have to go again to Court. It is before the court now. I don't see the necessity of rescinding the resolution. The whole matter is before the court now and the merits will be decided based on this resolution that was passed.

Commissioner Murphy: That is the question, Director, because Counsel McGlynn has contended with the Court in his case to the court that the resolution that passed the City Commission is all that should be considered in this case by the Supreme Court. This is his contention. That is the reason why I am asking to have that barrier to be removed; then let them go ahead to proceed to demand that fee.

Commissioner Franklin: The Court will take into consideration all the merits of the case.

Commissioner Murphy: Counsel here representing me can explain that question.

Mr. Parsonnet: Mr McGlynn is relying upon the case of American LaFrance. There are some distinguishing factors. It was held that the passage of the resolution required the payment of the money without regard to the merits of it. McGlynn is making that contention. The question is should the liability of the City of Newark be predicated merely upon the resolution or should it be predicated upon the actual transaction itself. Now, if McGlynn in his contention that the American LaFrance case applies to the present facts, then the court would take the position that it is not interested in the merits of the case at all.

Commissioner Franklin: If that is so then the suggestion that was made before that the matter be adjourned so we can get an opinion from the Law Department should be adopted.

Mr. Parsonnet: The difficulty—

Commissioner Franklin: You don't have to say any more about it I

say this resolution should be referred to the Law Department, get an adjournment of your case before the Court and get an opinion whether or not this resolution should prevail.

Mr. Parsonnet: The trouble with adjourning the case before the Court is that Tuesday is the opening day of the October Term of the Supreme Court. If it is to be adjourned it will have to go over until the January term. I am sure that counsel for the Waring Realty will not consent to so long an adjournment. It cannot be adjourned to any other time.

Mayor Ellenstein: Why can't it be adjourned to any other time?

Mr. Parsonnet: Because the opening of the term will be on Tuesday and the Court, the Supreme Court, will sit on Supreme Court matters for two weeks and then go to Court of Errors and Appeals matters. They won't change the position on the calendar.

Mayor Ellenstein: They have done it before.

Mr. Parsonnet: They have, but not in many cases.

Mayor Ellenstein: My knowledge is in many cases.

Mr. Parsonnet: In respect to this Mr. McGlynn has served notice of taking depositions for Friday. The depositions will have to be done in order to bring in the completed case to the Supreme Court on Tuesday. If the state of case is not completed on Tuesday, it may perhaps be completed on Wednesday or Thursday. That would not give us time to adjourn this matter for one week and then get the state of case together in time for the Supreme Court.

Mayor Ellenstein: Would you say the state of case can be completed by Wednesday or Thursday?

Mr. Parsonnet: It would be hard to say. The testimony will be taken on Friday of this week.

Mayor Ellenstein: Are you familiar with this Waring Realty Company matter?

Assistant Corporation Counsel Kane: No, I am not.

Mayor Ellenstein: Who is?

Mr. Kane: Mr. Ward. He is not in, he has gone. He was before the Tax Board all afternoon.

Commissioner Franklin: In other words, the contention here is that the resolution was passed, the mandamus was obtained on the resolution on the refusal of Director Murphy to pay as per that resolution. The contention of Director Murphy is that the issue in the case doesn't go beyond his refusal to pay, that any of the collateral issues surrounding this case would not be made part of the argument and for that reason to give them the opportunity to have the merits of the case reviewed that we vote to rescind this resolution and have the matter wide open so that the matter can be decided on all the merits? Is that so?

Mayor Ellenstein: Let the merits of the case be gone into.

Mr. Kane: Of course, I don't know that I can give an opinion now. I would be guessing. I don't think I should give an opinion when it would be based upon a guess, not being familiar with all the facts of this matter. The matter has been before Justice Parker on Monday afternoon and

somebody representing the Law Department was there. I don't think it would be fair for me to give the Commission an opinion because of its importance.

Mayor Ellenstein: Do you think there would be any difficulty in getting an adjournment on Tuesday from the Supreme Court?

Mr. Kane: Well, that I don't know because as I say, not being familiar with that the phase that is before the court, it is a question of whether the resolution interferes with any other action to bring about, I might say, a positive disposition of the matter; I don't know; I would really have to be guessing at that, too, because not being familiar with the facts, that is the difficulty. I would not attempt to advise the commission because I might be wrong, without having all the information.

Mayor Ellenstein: Isn't there a legal question involved here in the rescinding the resolution as to whether it might be prejudicial to the City's interests?

Mr. Kane: Offhand I would say there is a question on the resolution, because I can make this general statement, the court has often said that bodies have no right to rescind resolutions in certain instances. Now, whether this is one of those or not would depend upon the facts of the issue.

Commissioner Franklin: If this resolution is rescinded it might destroy the suit.

Mr. Parsonnet: It would destroy the *mandamus proceedings* and require bringing of action at law instead.

Mayor Ellenstein: The questions at issue would not be decided?

Commissioner Franklin: All I am interested in is seeing that the meritorious matters are disposed of at one and the same time. Why have two or three law suits if all these rights can be decided?

Mr. Parsonnet: There is the question that on the *mandamus proceedings* the merits should not be gone into.

Commissioner Franklin: If that is the case then we should have an opinion from the Law Department. Don't you think so, Director Byrne?

Commissioner Byrne: I don't know. You were not allowing him to offer the resolution. I thought that was within the right of any commission to offer a resolution, is that right?

Mr. Kane: Oh, it is the right of the Commission; any Commissioner can offer any resolution here, it is certainly as legal as any other kind.

Commissioner Byrne: If Commissioner Murphy introduced a resolution, he moved it and I seconded it, did he have the right to have the resolution read?

Mr. Kane: No question about it.

Commissioner Franklin: If you want to dispose of it that way I will just vote no on the basis that I want to be sure that the material which is before the court will be affected detrimentally. I am entitled to an opinion from the Law Department to that extent. I am anxious to see that the thing be litigated thoroughly with fairness to both sides for the disposition of everything, but nobody seems to be answering me.

Mr. Parsonnet: Yes, in this request, let me bring the question up to date, and I think the Commissioners here will agree with my thought. The point is that the writ of mandamus was applied for to Justice Parker and the Justice has allowed a rule to show cause returnable before the Court on Tuesday. We have been sent notice of the taking of depositions on Friday afternoon. Mr. McGlynn is contending in his mandamus proceeding that the court has no right to go into the merits of the claim for commissions but has merely the right to look at the resolution and hold that it is a mechanical act on the part of the Director of Revenue and Finance merely to pay without questioning the propriety of the resolution. Now, that may or may not be true. I don't agree with Mr. McGlynn that you can't go into the merits. If you rescind that resolution you would destroy the application for mandamus and Mr. McGlynn would have to go into a suit at law to determine the liability of the city, his mandamus proceedings would fail. In that way you would assure the city of securing a determination upon the merits of the transaction rather than merely the technical point of the resolution.

Mayor Ellenstein: That is your guess?

Mr. Parsonnet: Yes.

Mayor Ellenstein: You are not a member of the Law Department?

Mr. Parsonnet: I am not, sir.

Mayor Ellenstein: You have differed with the Law Department on other occasions?

Mr. Parsonnet: That is true.

Mayor Ellenstein: That is why I

say it should be referred to the Law Department.

Mr. Parsonnet: I believe Mr. Kane may be in a position to give some comments upon it.

Mr. Kane: Well, I could go to this extent and say if a resolution had been rescinded, that is if this resolution is rescinded it does not interfere with some rights that have been vested in somebody else which is within the resolution, probably don't destroy the mandamus proceedings. If this resolution was adopted to pay the money and has vested in it some rights then any action by the Commission would be null and void.

Mayor Ellenstein: That is the subject of a legal opinion.

Mr. Kane: I would say yes.

Commissioner Murphy: I believe the best interests of the City could be served by the disposition of the resolution.

Mayor Ellenstein: The resolution should have taken the course that all resolutions do and have in the past and be referred to the Law Department. We would have the approval of the resolution before us and we could act later as reasonable people do. Instead of that it was held out until this minute. You were one of the Commissioners who insisted that every resolution be presented a week in advance so the Commissioners could study them and digest everything. That is brought here at the last minute.

Commissioner Murphy: That is not a fair statement.

Mayor Ellenstein: This is the first time I have seen the resolution.

Commissioner Murphy: No. I don't know. I said no, but I don't know. But it was presented here two weeks ago.

Mayor Ellenstein: Read the resolution.

Commissioner Murphy: Wait a minute. The resolution was presented here two weeks ago and the Law Department read the resolution over, and it was the subject of discussion about the rescinding of this matter. I wasn't able to be here last week and in the meantime we are brought into court on this thing. Now that I am brought up to date on this thing, from the action of Justice Parker I am more convinced now that the resolution passed by the City Commission in order not to jeopardize the City's position in this matter should be rescinded. The resolution was here. If you didn't see it I could not help it.

Mayor Ellenstein: I never saw the resolution. At any rate, you could have referred the resolution to the Law Department and have had a legal opinion from the Law Department. You refer other resolutions to the Law Department. Why didn't you?

Commissioner Murphy: I could have because they had read it, seen it here two weeks ago.

Mayor Ellenstein: You refer other resolutions to them.

Commissioner Murphy: I will check into the records. Probably it may be then that it was referred to them.

Mayor Ellenstein: The Clerk will read the resolution.

Commissioner Murphy offered the following resolution:

WHEREAS, by resolution No. 8303, dated August 28th, 1940, the payment of the sum of \$25,349.90 was authorized to be paid to the Waring Realty Co., as and for commissions alleged to be due for the negotiation of an alleged fifty-year lease by the City of Newark to the 200 Washington Street Corporation; and,

WHEREAS, Prior to the adoption of said resolution, the liability of the City of Newark for the payment of said commissions was brought into question by Vincent J. Murphy, Director of the Department of Revenue and Finance; and,

WHEREAS, it was pointed out by the said Director that the aforesaid lease was not a fifty-year lease, according to the provisions of Paragraph 30 thereof, but was a 21-year lease, in accordance with the provisions of Paragraph 2 thereof, because the said tenant had not 'immediately' erected a two-story building as required by Paragraph 30, but had delayed for a period of one year and three months after the execution of the amendment to said lease, dated October 17, 1935, and

WHEREAS, Upon the presentation of said point by the said Director to the Board of Commissioners at its meeting of August 28th, 1940, the said Board was advised by Joseph A. Ward of the City Law Department that the Board of Commissioners had, in 1936, adopted a resolution extending the time to commence building operations until the 17th day of January, 1937; and,

WHEREAS, The said Ward did further, present to the Board of Com-

missioners a purported copy of said alleged resolutions, indicating that the same had been adopted by the Board of Commissioners upon the votes of Mayor Ellenstein and Commissioners Franklin and Minisi, on the 29th day of December, 1936; and,

WHEREAS, the Board of Commissioners in reliance upon said statements of Joseph A. Ward, and upon the copy of said purported resolution, adopted the aforesaid resolution No. 8308, dated August 28th, 1940, authorizing the payment of the said sum of \$25,349.90; and,

WHEREAS, pending subsequent investigation, Director Murphy withheld payment of the said moneys amounting to \$25,349.90, and said investigation revealed that there was never a meeting of the Board of Commissioners on December 29, 1936, that no resolution such as that alleged to have been adopted on December 29, 1936, was ever adopted at any time, that the City of Newark therefore never consented to any extension of time for the commencement of building operations, and that the provisions of Paragraph 30 of the lease, creating a fifty-year lease, never took effect; and,

WHEREAS, the said lease is therefore merely a 21-year lease; and,

WHEREAS, since the said lease is only for a period of 21 years, for which the City of Newark has already paid brokers commissions in excess of \$14,000 to Feist & Feist, brokers, and no brokers fees are legally payable for the renewal period of 29 years for which the tenants option has never been exercised; and,

WHEREAS Resolution No. 8309 was adopted in error, by reason of the

erroneous belief that the Board of Commissioners had in 1936 granted an extension of time for the commencement of building operations; and,

WHEREAS, the discovery of the true facts concerning the failure of the City of Newark to grant such extension of time was made on Monday, September 9th, 1940, by Director Vincent J. Murphy, and immediately thereafter to wit, on September 10th, 1940, the said Director was served by counsel for the Waring Realty Co. with a petition and notice of application for a writ of mandamus to compel the payment of said sum of \$25,349.90;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark, that Resolution No. 8308, authorizing the payment of \$25,349.90 be and it is hereby rescinded, set aside and repealed; and it is

FURTHER RESOLVED, That the Corporation Counsel is hereby directed to defend any action brought against the City of Newark or any of its officers by said Waring Realty Co. seeking the payment of the said commissions alleged to be due.

Vincent J. Murphy

Mayor Ellenstein: All those in favor of the resolution as read by the Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: I vote no for the reasons I explained before.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: May I ask a question at this point? Do you recall hearing it read two weeks ago?

Mayor Ellenstein: No, I don't.

Commissioner Murphy: I am pretty sure that resolution was read and referred to the Law Department.

Mayor Ellenstein: Perhaps it was. There is not any reason why it should not be referred to the Law Department.

Commissioner Murphy: Why haven't they got their opinion in here today? I am pretty sure you will find in the record it was referred to the Law Department. They certainly should have had their opinion here today.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: No, for the reasons that things should be done in the regular manner and the opinion of the Law Department should be asked.

Commissioner Franklin: I move you that this resolution offered by Director Murphy—

Mayor Ellenstein: Let us declare the resolution lost. The resolution having received two votes is declared not carried.

Commissioner Franklin: Now, I

move you that this resolution be referred to the Law Department for an opinion as to whether or not the matter before the court now can be disposed of by the merits of the case being reviewed as the matter is before the court at the present time.

Commissioner Byrne: May I ask then what in anyway has the City got to lose? What can we lose by it?

Commissioner Franklin: Except the matter is before the court now. It can be disposed of now in the same manner, it can be disposed of by action at law. If it could not be disposed of because of the narrowness of the proposition, that is another proposition.

Mayor Ellenstein: The City of Newark has put L. Bamberger & Co. in a position where they have gone into possession on a fifty year lease and have engaged the basement on the corner of Academy and Washington Street. Now, the City has put L. Bamberger & Company in that position. I can see nothing but litigation arising out of this entire thing. L. Bamberger & Company has already expended money in building a tunnel from the Prudential Building over to this building and the merits of the case ought to be gone into on the matter and have it referred to the Law Department. It is bound up with litigation. Certainly, no Commissioner wants it to be said we are responsible for L. Bamberger & Co. losing money. L. Bamberger & Co. have a fifty year lease. There are so many ramifications in the thing.

Commissioner Murphy: Who has any objection to that?

Mayor Ellenstein: Then it ought to be referred to the Law Department.

Commissioner Murphy: If there is nothing else to do now, if you want to rescind the resolution, the question is, is it too late for the Law Department to give us an opinion between now and the time the case is heard?

Mayor Ellenstein: I could correct that, the matter should be referred to the Law Department with the resolution, and if the Law Department believes that it would be prejudicial to the interests of the City that Mr. O'Brien is to inform me and I will call a special meeting on Monday morning. That will take care of the situation where we can have the resolution passed. Is there any objection to that?

Commissioner Murphy: Absolutely not, fine.

Mayor Ellenstein: Will you incorporate that in your motion?

Commissioner Franklin: Yes.

Mayor Ellenstein: Is it seconded?

Commissioner Byrne: I will second it.

Mayor Ellenstein: The motion is that the resolution be referred to the Law Department with instructions that if the City is in any wise prejudiced, first to determine whether the commission can legally rescind the resolution and if it would be beneficial to the City's interest to rescind that resolution that they formally notify me in person and that I will call a special meeting of the Commission on Monday morning or Monday afternoon.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of The Society of Babies' Hospital, owner; for the construction and operation of a gasoline station, including lubritorium in a 2nd business district; premises 439-445 High Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

No response).

Commissioner Byrne: I move its adoption.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On June 26, 1940, the Board of Commissioners of the City of Newark, on the recommendation of the Board of Adjustment dated June 11, 1940, adopted a resolution approving the establishment of a funeral home on premises 253 Mount Prospect Avenue; and

WHEREAS: The applicant, Joseph G. Berardinelli, was unable to proceed with the occupancy of the said premises within the allotted time; therefore be it

RESOLVED: By the Board of Commissioners of the City of Newark that an extension of three months be granted to the said Joseph G. Berardinelli to establish the above use, said extension to expire December 26, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was read:

BOARD OF ADJUSTMENT
NEWARK, NEW JERSEY

September 24, 1940.

The Board of Commissioners of the
City of Newark

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variations from the terms of the Zoning Ordinance be allowed:

*299 Washington Street; Alfred J. Lippman; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26, 1941;

*243 Thirteenth Avenue; Peter Provenzano; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending September 27, 1941;

*267-271 Sixteenth Avenue; Betty Block; renewal of permit for automobile parking station and automobile repair shop in rear of gasoline station; such use to be limited to the period of one year ending September 28, 1941;

*422-424 Plane Street; William Smith; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 28, 1941;

*199 Peshine Avenue; Harry Weberbauer; renewal of permit for automobile parking station; such use to be limited to the period of two years ending September 21, 1942.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Received and ordered filed.

The City Clerk: These five matters are renewals and can be disposed of at this time under suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Byrne: I so move.

The roll being called, the motion was adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alfred J. Lippman (A. J. Lippman Co., owner); for the renewal of permit for automobile parking station; premises 299 Washington Street; such used to be limited to the period of one year ending September 26, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby repealed.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move its adoption.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Peter Provenzano (Edward and Jessie Confroy, owners); for the renewal of permit for two portable gasoline tanks; premises 243 Thirteenth Avenue; such use to be limited to the period of one year ending September 27, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Betty Block (Gerber Holding Co., owner); for the renewal of permit for automobile parking station and automobile repair shop in rear of gasoline station; premises 267-271 Sixteenth Avenue; such use to be limited to the period of one year ending September 28, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move its adoption.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William Smith (The Drew Company, owner); for the renewal of permit for automobile parking station; premises 422-424 Plane Street; such use to be limited to the period of one year ending September 26, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move its adoption.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry Weberbauer (Nunziato Falcone, owner); for the renewal of permit for automobile parking station; premises 199 Peshine Avenue; such use to be limited to the period of two years ending September 21, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellentsein: Director Murphy presents the usual five resolutions

and considers them as having been read.

A Resolution re-assigning departments into Department of Parks and Public Property.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning departments into Department of Public Works.

On roll call, Commissioners Byrne and Murphy votel aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning departments into Department of Public Safety.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning lepartments into Department of Revenue and Finance.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A Resolution re-assigning departments into Department of Public Affairs.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

Any other resolutions?

We will now proceed to presentations for election to fill the vacancy that exists in the City Commission.

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Commissioner Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Any other presentations?

Commissioner Franklin: James Pellicchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellicchia, Jr. As many as are in favor of Mr. Pellicchia being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellicchia having received but two votes is declared not elected.

Any other presentations?

Commissioner Byrne: Mr. Ernest F. Masini.

Mayor Ellenstein: Director Byrne presents the name of Ernest F. Masini. As many as are in favor of Mr. Masini being chosen to fill the vacancy will signify by saying aye; contrary no; the clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Masini having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Any other presentations?

I present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Any other presentations?

Commissioner Byrne: Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Any other presentations?

I will present the name of Judge Ralph Villani. As many in favor of Mr. Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected.

Any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Any other presentations? What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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.....
.....

The Board of Commissioners of
The City of Newark, New Jersey.

.....
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

October, 1940

Newark, N. J., October 2, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at eleven A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the VACATION OF ROANOKE AVENUE as the same is laid out 40 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the easterly line of Hawkins Street to 425.76 feet easterly; and the VACATION OF ROANOKE PLACE as the same was opened 50 feet in width by map dedication and resolution adopted by the Board of Commissioners, March 13, 1928, said vacation to extend from the northerly line of Roanoke Avenue northerly thence easterly to the westerly line of Lentz Avenue; and the VACATION OF LENTZ AVENUE as the same was opened 50 feet in width by ordinance passed by the Board of Street and Water Commissioners and approved by the Mayor of the City of Newark, May 17, 1907, said vacation to extend from the southerly line of Horatio Street southerly to a point 18 63 feet north of the northerly line of Roanoke Avenue

The Board of Commissioners of the City of Newark, DO ORDAIN:

Section 1. That the following described streets in the City of Newark, viz: that all that part of Roanoke Avenue as the same is laid out 40 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from the easterly line of Hawkins Street to 425.76 feet easterly; and Roanoke Place as the same was opened 50 feet in width by map dedication and resolution adopted by the Board of Commissioners, March 13, 1928, extending from the northerly line of Roanoke Avenue northerly thence easterly to the westerly line of Lentz Avenue; and all that part of Lentz Avenue as the same was opened 50 feet in width by ordinance passed by the Board of Street and Water Commissioners and approved by the Mayor of the City of Newark, May 17, 1907, extending from the southerly line of Horatio Street southerly to a point 18.63 feet north of the northerly line of Roanoke Avenue, SHALL BE VACATED AS PUBLIC STREETS OR HIGHWAYS, reserving, however, to the City of Newark and Public Utilities Companies with respect to a 32 foot strip of the above described part of Roanoke Avenue to be vacated, lying between the northerly line of said Roanoke Avenue and a line parallel to and distant 32 feet measured southerly at right angles from the aforesaid northerly line of said Roanoke Avenue, the right to enter upon the above described 32 foot strip for the purpose of relaying, rebuilding, reconstructing or maintaining the water and sewer mains, and various other public utilities, their manholes, gates and appurtenances now laid within the lines of the above described 32 foot strip, and the right to enter upon the above describ-

ed 32 foot strip for the purpose of laying, relaying, rebuilding, reconstructing or maintaining additional water or sewer mains or other public utilities, their manholes, gates and appurtenances, the erection, construction or placing of any building, vault or structure upon or within the above described 32 foot strip which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional water or sewer mains or other public utilities, their manholes, gates and appurtenances is prohibited and contrary to the provisions of this ordinance. Certain mechanical lines, however, such as heating pipes, plumbing pipes and electric conduits will be permitted to cross this right of way at definite points on approval of the Chief Engineer.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1444-V, dated January 15, 1940. Under and by virtue of the provisions of Section 1, subdivision (b) of Articles XXII of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto.

(Revised Statutes 1937, 40: 67-1 (b)).

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that October 23, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930.

The Board of Commissioners of the City of Newark do ordain:

1. That an Ordinance entitled "Zoning Ordinance of the City of Newark" adopted January 8, 1930, be and the same is hereby amended so as to include within the Third Residence District as shown on the Zoning Map the several areas hereinafter described:

(A) Bounded northerly by Waverly Avenue; easterly by Livingston Street; southerly by Rose Street; and westerly by Jelliff Avenue; being Blocks Number 2578 and 2579.

(B) Bounded northerly by Roanoke Avenue; southerly by the northerly line of the New York Bay Railroad right-of-way; westerly by Hawkins Street; being Block Number 2376.

(C) Bounded northerly by James Street; easterly by Sheffield Street; and southerly and westerly by Sussex Avenue and Nesbitt Street being Block Number 2834.

(D) Beginning at a point in the easterly line of Sheffield Street distant 180.80 feet northerly from Sussex Avenue; thence running along the easterly line of Sheffield Street to James Street; thence easterly along James Street to Boyden Street; thence southerly along Boyden Street to a point distant 216.61 feet north of Sussex Avenue; thence westerly to the point of Beginning; being the northerly portion of Block Number 2833.

AND that the Zoning Map which accompanies the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Third Residence District the areas above described.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that October 23, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An ordinance creating the Bureau of Purchase in the City of Newark, providing for the personnel, maintenance, and administration thereof, and defining, regulating, and prescribing the functions thereof," and stated that today was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced for information.

Commissioner Byrne: I move it be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of Fifty Dollars (\$50.00) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payroll of the Board of Assessment and Revision of Taxes, Department of Revenue and Finance, from September 16th, 1940, to September 30th, 1940, as per annexed certified list:

Tax Board, Assessors Division \$50.00

Vincent J. Murphy

On roll call, Commissioner Murphy voted aye; Commissioners Byrne, Franklin, and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not adopted.

RESOLVED, That the sum of One Hundred One Dollars and Twenty-five Cents (\$101.25) be and the same is hereby appropriated to the City Treasurer, same being the payroll for Stenographic Services, Department of Revenue and Finance, from August 1st, 1940, to September 7th, 1940, inclusive, as per annexed certified list:

Stenographic Services\$101.25

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirteen Thousand Four Hundred

Thirty-seven Dollars and Sixty-four Cents (\$13,437.64) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years

Taxes Granted by
State Board of Tax
Appeals\$13,437.64

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-four Thousand Four Hundred Fifty-six Dollars and Forty-eight Cents (\$24,456.48) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from September 16th, 1940, to September 30th, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,799.67
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Addresso- graph Division	470.80
Tax Receiver—Bookkeep- ing and Billing Division	2,257.40
Tax Receiver—Counter Di- vision	969.82
Arrears of Personal Taxes	1,443.09

Tax Board—Assessors Di- vision	6,140.82
Tax Board—Surveyors Di- vision	1,421.24
Tax Revaluation—W.P.A.	208.33
Assessments for Local Im- provements	541.66
First District Court	1,190.82
Second District Court	1,115.80
Reserve for Liabilities (Auditing and Special Accounting)	660.00
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	\$ 24,456.48

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand Ninety-seven Dollars and Forty-four Cents (\$2,097.44) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 161.61
Tax Board—Assessors Di- vision	771.95
Maintenance Foreclosed Properties	1.21
Auditor's Office	29.30
Treasurer's Office	27.75
Tax Receiver—Addresso- graph Division	4.45
Reserve for Overpayment— Tax Receiver	89.73
Reserve for Overpayment— Comptroller	823.85

Division of Works Projects—

Tax Revaluation 187.39

\$ 2,097.44

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of Two Hundred Fifteen Thousand, Nine Hundred Seventy-six Dollars and Twenty-three Cents (\$215,976.23) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from September 16th to 30th, 1940, as follows:

Director's Office	\$ 395.83
License Division	835.40
Building Division	3,387.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	77,997.08
Police Division	128,969.77
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	\$215,976.23

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of One Hundred Seven Thousand Nine Hundred Fifty-eight Dollars and Forty-nine Cents (\$107,958.49) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of September, 1940, as follows:

Director's Office	\$ 1,635.82
City Hospital—W.P.A.	
Project No. 5410-7	166.66
Bureau of Health	27,120.33
United States Social Hygiene Fund	306.69
U. S. Health Sanitation Account	273.33
City Hospital	26,264.55
Convalescent Hospital	1,926.14
Newark City Home	83.75
Newark City Home (Camp Newark)	398.33
Bureau of Public Baths	5,495.82
Bureau of Public Baths (Hayes Park East and West Pool)	1,835.24
Newark City Alms House	2,933.15
Ivy Hill Power Plant	2,954.78
Outdoor Pool	1,678.31
Law Department	3,832.46
Board of Adjustment	470.00
Emergency Relief—Administration	29,242.80
Emergency Relief—Administration	1,340.33
(W.P.A. Projects No. 4259-7, No. 5053-7, No. 336-7)	

\$107,958.49.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

semi-monthly payrolls of the Department of Parks and Public Property from September 16th to September 30th, 1940 as follows:

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eighteen Thousand Four Hundred Seventy-one Dollars and Sixty-nine Cents (\$18,471.69) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

City Hospital	\$ 17,397.53
City Hospital—W.P.A.	
Project	71.16
Housekeeping Aid Project..	1,003.00
	<hr/>
	\$ 18,471.69

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Fourteen Thousand, Four Hundred Fifty-four Dollars and Fifty-four Cents (\$14,454.54) be and the same is hereby appropriated to the City Treasurer, same being the

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
W.P.A. Project No. 7159-0	75.00
Public Buildings	8,639.57
Public Buildings—	
City-owned Property	219.86
Weights and Measures	547.66
Weights and Measures—	
Dedicated Revenue	250.00
Printing and Stationery	185.00
Shade Tree	1,457.49
W.P.A. Project No. 1485-7	208.33
Central Purchase	1,663.32
	<hr/>
	\$ 14,454.54

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Five hundred fifty-nine dollars and twenty cents (\$3,559.20) be and the same is hereby appropriated to the City Treasurer same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 25th and September 28th, 1940 as follows:

Shade Tree	\$ 2,249.20
Public Buildings	1,310.00
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	\$ 3,559.20

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Thirty-five Thousand Five Hundred Dollars and Forty-nine Cents (\$35,500.49) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Weekly Payroll,
Period Ending September 25, 1940.**

Port Newark Operations	\$ 1,962.00
Bureau of Motors	1,199.39
Bureau of Streets	1,993.50
Bureau of Sewers	948.87
House Sewer Connections..	473.13
Bureau of Street Cleaning	19,079.50
Street Construction	1,117.24
Bureau of Water	8,726.86
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	\$ 35,500.49

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Fifty-three Thousand Six Hundred Eighteen Dollars and Sixty-one Cents (\$53,618.61) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Semi-Monthly
Payroll, Period September 16-
Sept. 30, 1940, both incl.**

Director's Office	\$ 1,452.07
Port Newark Operations....	2,052.07
Bureau of Lighting	432.50
Bureau of Streets	6,088.70
Sidewalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	6,040.70
Bureau of Surveys	3,384.16
Engineering Division	1,348.73
Bureau of Motors	5,086.24
Bureau of Water	20,221.85
Street Cleaning—Reserve for Liabilities	200.00
Newark Labor Relations Board	390.00
Sewer Construction	832.91
Swimming Pool Projects ...	558.33
City Clerk	3,216.20
Elections	480.00
	<hr/>
	\$ 53,618.61

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of

Fourteen Thousand, two hundred ninety-two dollars and sixty-three Cents (\$14,292.63) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA Project No. 6926-7)	\$ 1,386.23
Swimming Pool Construction (Hayes Park East) ..	77.83
Swimming Pool Construction (Hayes Park West) ..	306.63
Swimming Pool Construction (Boylan Street)	1,038.61
Swimming Pool Construction (Clifton Avenue)	3,409.06
Street Construction (WPA Project No. 6926-7)	810.09
Swimming Pool Construction (Boylan Street)	182.81
Swimming Pool Construction (Clifton Avenue)	847.50
Sewer Construction (WPA Project No. 6951-7)	4,263.33
Alterations and Modernization of Convaescent Hospital and Ivy Hill Alms House (WPA Project No. 3-1168)	250.00
City Planning (WPA Project No. 7215-0)	416.66
Reserve for Liability—Swimming Pool Construction, Boylan St.) ..	546.38
Swimming Pool Construction (Clifton Ave.)	762.50
	<hr/>
	\$ 14,297.63

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Thousand, Three Hundred Ninety-nine Dollars and Twenty-four Cents (\$1,399.24) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Clerk	\$ 166.00
Port Newark Operations....	1,110.07
Newark Labor Relations Board	63.17
Airport Construction	60.00
	<hr/>
	\$ 1,399.24

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the City Commission, on September 25th, 1940, passed Resolution No. 8520 instructing the Director of the Department of Revenue and Finance to enter into a contract with the New Jersey Chapter No. 1, American Institute of Real Estate Appraisers, and the Real Estate Board of Newark, for the instruction of employees in the Tax Board, and agree-

ing to pay fifty percent (50%) of the tuition fees; and

WHEREAS, In addition to the names contained in said Resolution No. 8520, the following named persons have now been certified as having passed Course No. 1 and are eligible to take Course No. 2:

Betz, Boniface F.
Brady, James F.
Conway, John, Jr.
Cutler, Fred W.
Gable, John
Joyce, James F.
Loughlin, Gerald
Nusbaum, Daniel
Pilkington, Frank
Rotunda, Cayton A.
Schmidt, Anthony
Schreck, John J.

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to contract for and on behalf of the City of Newark with the New Jersey Chapter No. 1, American Institute of Real Estate Appraisers, and the Real Estate Board of Newark, for the services aforesaid, for the above named employees, at a cost of Twenty-five Dollars (\$25.00) each amounting in all to three hundred dollars (\$300.00), and which contract shall be subject to conditions required by the said Director, approved as to form by the Law Department and he is authorized to make payment in manner to be set forth in the contract.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Richard E. Silberman, owner of property (vacant lands) at

Nos. 9-15 Ivy Street, Block 4096, Lot 36; 21-23 Ivy Street, Block 4097, Lot 22; 30-32 Ivy Street, Block 4095, Lot 16; 38 Ivy Street, Block 4086, Lot 60; and 52 Ivy Street, Block 4086, Lot 52, located in the City of Newark, has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots aforesaid; and

WHEREAS, the said petitioner has offered to pay Six Thousand and Twenty Dollars and Eighty-three Cents (\$6,020.83) in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid vacant lots, based upon Twenty-five Dollars (\$25.00) per front foot value, plus fifteen percent. (15%) corner influence; and

WHEREAS, 9-15 Ivy Street, Block 4096, Lot 36, measuring 100.19 x 75.60, amounts to\$2,297.93

21-23 Ivy Street, Block 4097, Lot 22, Measuring 34.10, running to 39.78 x 78.82, amounts to 892.15

30-32 Ivy Street, Block 4095, Lot 16, measuring 35 x 95.26, amounts to 968.75

38 Ivy Street, Block 4086, Lot 60, measuring 33 1-3 x 97.62, amounts to 926.25

52 Ivy Street, Block 4086,
Lot 52, measuring 33 1-3 x
101.84, amounts to 935.75

making a total of\$6,020.83

and

WHEREAS, THOMAS M. FORD, a qualified Real Estate Appraiser of the City of Newark, whose appraisal is herewith attached, has appraised the property at a value of Twenty-five Dollars (\$25.00) per front foot, plus fifteen per cent. (15%) corner influence, as of August 28th, 1940, amounting in all to an appraised value of Six Thousand and Twenty Dollars and Eighty-three Cents (\$6,020.83); and

WHEREAS, taxes, street openings, street pavings, water and sewer connections, and snow removal, have not been paid since June, 1931, amounting in each case as follows:

Block	Lot	Amount
4086	52	\$3,227.11
4086	60	3,103.69
4095	16	3,339.50
4096	36	5,615.41
4097	22	2,771.96

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Comptroller and Tax Receiver be and they are hereby authorized to accept the said sum of Six Thousand and Twenty Dollars and Eighty-three Cents (\$6,020.83) in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lots, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on the aforesaid lots be and they are hereby cancelled upon the payment of the aforesaid, provided the said Six

Thousand and Twenty Dollars and Eighty-three Cents (\$6,020.83) shall be paid within sixty (60) days from the date hereof, and

BE IT FURTHER RESOLVED that this Resolution is presented under and by virtue of Chapter 70, P. L. 1933, R. S. 1937, Sec. 54:4-00 to 54:4-102, giving the municipality the right to alteration, adjustment and settlement of taxes, with the understanding that building improvements to be commenced on the aforesaid property within sixty (60) days from date hereof, otherwise this Resolution is to be null and void.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, on March 28, 1927, an official tax search numbered 36935, was obtained by S. E. Ayers, for the use of Louis Dobrin, Purchaser of the property known as 40-42 Millington Avenue, Block 3035, Lot 50, 51 and did purchase and acquire same by deed dated April 11, 1927 and recorded April 29, 1927, relying on the official tax search and

WHEREAS, the official tax search failed to disclose a Bergen Street sewer assessment confirmed November 26, 1901 amounting to \$10.00.

THEREFORE BE IT RESOLVED that the Comptroller be and he is hereby authorized and directed to cancel from the records in his office the

said Bergen Street sewer assessment amounting to \$10.00, together with any interests and costs.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, George Gleich is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, George Gleich was the owner of record of premises known and designated as Block 2074, Lot 14, 101 Marne Street, Newark, New Jersey, which was assessed at a valuation of \$1,600.00, tax \$72.80.

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said George Gleich be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2074, Lot 14, 101 Marne Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, John Iannelli is an honorably discharge veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, John Iannello was the owner of record of premises known and designated as Block 188, Lot 24, 115 Madison Street, Newark, New Jersey, which was assessed at a valuation of \$4,600.00, tax \$209.30;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said John Iannello be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 188, Lot 24, 115 Madison Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Steven I. Carlson is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of

his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Steven L. Carlson was the owner of record of premises known and designated as Block 372, Lot 17, 317 High Street, Newark, New Jersey, which was assessed at a valuation of \$8,700.00, tax \$395.85;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Steven L. Carlson be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 372, Lot 17, 317 High Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in connection with the removal of the Stamp Plan Headquarters from the Centre Market it is necessary to seek new headquarters; and

WHEREAS, the premises located on the northeast corner of Washington and Linden Streets, Newark, New Jersey, formerly known as the Essex Market, seems to be the proper place in re-locating the Stamp Plan Headquarters; and

WHEREAS, in order to determine the question of what would be a fair rental value, it was necessary to engage the services of a Real Estate expert; and,

WHEREAS, the Director of the Department of Public Works engaged John A. Linnett, of the firm of Blau-Linnett Appraisals, Inc., and,

WHEREAS, the said John A. Linnett has submitted an appraisal for the property of determining the fair rental value, and has presented a bill in the amount of \$50.00; and,

WHEREAS, the Director of the Department of Public Works, feels the amount of the bill is reasonable for the services rendered; and,

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said appointment of John A. Linnett be and the same is hereby ratified; and,

BE IT FURTHER RESOLVED, that the same is hereby approved for the payment of the services rendered by said John A. Linnett in the amount of \$50.00.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department

of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Forage for the Departments of Public Works and Public Affairs; and, Tire Chains for all departments.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8096, dated July 24, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and di-

rected to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

BETHLEHEM STEEL COMPANY—
Bethlehem, Pa.

(Department of Public Affairs)

Approx. 5,500 ft. 60 inch Electric Welded Steel Pipe Dresser Couplings, including all specials @ \$19.12 foot.

For the Alexander Avenue Connecting Aqueduct in the Towns of Montclair and Bloomfield, New Jersey.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8339 dated August 21, 1940, the Director of the Department of Public Works, publicly solicited, received and opened bids for the furnishing of labor and material for the Cleaning of Windows at the Newark City Hospital, for a period of one year commencing October 1, 1940, and terminating September 30, 1941;

WHEREAS, the International Window Cleaning Company has bid the sum of One Hundred Forty Dollars (\$140.00) per month, or a total price of One Thousand, Six Hundred Eighty Dollars (\$1,680.) per year, for the said work, which proposal has been accepted as the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the proposal of said International Window Cleaning Company be and the same is hereby accepted and the contract awarded to the International Window Cleaning Company, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of September, the first half of October, 1940, and the weekly payrolls as hereinafter set forth,

be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Michael Gray, Watchman, returned to duty from sick leave on October 1, 1940.

John Wittick, temporary Watchman, services terminated on September 30, 1940.

John Jones, temporarily appointed Painter, effective October 1st, 1940, at a salary of \$10.00 per day.

William R. Churchill, Cleaner, granted a leave of absence, without pay, for a period of one week, effective October 7th, 1940, as per his request.

SHADE TREE

John Jones, temporary Painter, services terminated on September 30th, 1940.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

CENTRAL PURCHASE

Genevieve R. Abel, File Clerk, one week, starting October 14, 1940, the balance of her vacation.

Margaretta E. Reheis, Clerk Stenographer, one week, starting October 14, 1940, the balance of her vacation.

PUBLIC BUILDINGS

Harry Mott, Elevator Operator, 16 days, starting October 7, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That Lieutenants Peter J. Corbally and Herman C. Nunn, having been certified as eligible by the Civil Service Commission, be and they are hereby promoted to the rank of Captains in the Police Division, Department of Public Safety, at an annual base salary of \$3,700.00 per annum, payable semi-monthly, as other salaries are paid, effective October 2nd, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED, That the expenses of one, Meredith Ehrich, Supervising Nurse in the Child Hygiene Division, Bureau of Health, Department of Public Works, be and the same are hereby approved not to exceed the sum of One Hundred Dollars (\$100.00) to attend the annual convention of the American Public Health Association, to be held at Detroit, Michigan, from October 8th to 11th, 1940

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the election law of our State dealing with the preservation and safe keeping of records, poll books and other election materials, and information, have recently been amended so as to leave open to question the existence of any legal mandate that such records, poll books and other elections materials must be preserved by County election officials and municipal clerks, and

WHEREAS, resulting from this loosely and hurriedly drawn legislative amendments, certain important election records appear recently to have been destroyed in the apparent belief that there is now no specific legislative mandate requiring the preservation of such important records, and

WHEREAS, the opportunity is present for the wholesale disposition or destruction of essential election records, poll books and other election materials, throughout the State, and

WHEREAS, the County of Essex and the City of Newark has in the not distant past suffered unpleasant notoriety resulting from the loss and destruction of election records, and

WHEREAS, it has requently been

stated that Municipal Clerks, in the absence of specific instructions from the overning Bodies of Municipalities, may act at their own discretion in the management of elections, the preservation or destruction of records, poll books and other election materials.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, N. J., that the City Clerk is hereby instructed and directed to keep and preserve in a safe place, and at all times, all election records, poll books and all other election materials and information, and never to dispose of or destroy the same without specific instructions so to do by a formal resolution of the Board of Commissioners, specifying in detail the particular records, poll books, other election material or information which may be so disposed of, and the method of so doing, and be it further

RESOLVED, That the Board of Commissioners of the City of Newark, hereby calls upon the Board of Chosen Freeholders of the County of Essex as the governing body of this County to take such action as may be appropriate to prevent the possibility of the recurrence of any such incident as the destruction or loss of election records, poll books or other election material or information in this County, and

BE IT FURTHER RESOLVED by the Board of Commissioners of the City of Newark, that a copy of this Resolution be forwarded to His Excellency, Governor A. Harry Moore, the President of the Senate and the Speaker of the House, with the request that such legislation be enacted to protect the sanctity of the ballot as well as he records resulting therefrom.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Since the appointment made by Director Murphy of a member of the Tax Board I assume that all the members of the Commission have received an opinion from the Law Department stating that that appointment was illegal and contrary to law. I have undertaken to write to the president of the Board, of the Tax Board, calling his attention to the legal opinion by the Law Department, as I have to the other commissioners, that the payroll for Mr. Petrone be not approved in view of that.

Commissioner Murphy: Are you still feeling that way?

Mayor Ellenstein: What way?

Commissioner Murphy: Do you still feel his payroll should not be approved?

Mayor Ellenstein: Yes, certainly.

Commissioner Murphy: The reason why I am asking, I don't want to have any misrepresentation here on my part. I presented a separate resolution today. I am wondering, it didn't come back to me, I am wondering if it didn't go through.

Mayor Ellenstein: If it did?

Commissioner Murphy: I am won-

dering that. I didn't get it back, I was wondering what happened to it.

Mayor Ellenstein: Where is the payroll? I didn't see his name. Is this the resolution, you mean, \$50 for some payroll?

Commissioner Murphy: Yes, that is the one.

Mayor Ellenstein: That does not indicate that is Mr. Petrone's payroll, it says Tax Board. I saw the auditor's stamp of approval on there. I thought it was all right.

Commissioner Murphy: Then his name should have been there?

Mayor Ellenstein: His name isn't there.

Commissioner Murphy: That is what it refers to. Let me write Petrone there. I had this drawn specially for that purpose. I will just put in Petrone now.

(Discussion between commissioners out of hearing of stenographer.)

Mayor Ellenstein: So as to keep the record straight I think that this resolution ought to be considered separately. It is understood the poll on the resolution is the same as recorded in accordance with the signatures on the respective resolutions.

Since the Law Department has declared the appointment to be illegal there is not very much point in my re-hashing the statement that I ought to have a representative on the Tax Board, because I have declared that a number of times. But since Director Byrne has suggested that we wait the determination of the Law Department decision on the appointment made by Director Murphy, I am again

offering Mr. Alfred Del Viscovo as a member of the Tax Board.

Commissioner Byrne: What I would like to do on this, in view of the opinion of the Law Department I think the City Commission should secure a declaratory judgment against Commissioner Murphy on this appointment.

Mayor Ellenstein: However, I am offering this resolution, if nothing else on the ground of good sound principle that every member of the City Commission should have a representative on the Tax Board. I am entitled to an appointment on this Board. Furthermore, on the ground that at least one-fifth of the population of this city is represented by Americans of Italian extraction, it is my firm conviction that there ought to be an American of Italian extraction. I offer the resolution and ask the City Clerk to read it.

Commissioner Murphy: You, of course, don't cast any reflection on the man that has been appointed?

Mayor Ellenstein: No, of course not. I am talking about the position that I should have a representative on the Tax Board. Secondly, it is my firm belief it should be an American of Italian extraction in accordance with the principles of any democratic form of government.

Mayor Ellenstein offered the following resolutions:

WHEREAS, a vacancy exists in the office of member of the Board of Assessment and Revision of Taxes, a vacancy arising by the untimely death of late Commissioner Edward J. O'Brien, who was recommended by Mayor Meyer C. Ellenstein, as his se-

lection by agreement of the City Commissioners that each Commissioner have selection for appointment one of the members of the Tax Board; and it has been the policy in the administration of City government to permit the same commissioner to select a person to fill the vacancy, where the vacancy was of his selection; and that because of the importance of taxation in the life of the community, it is for the best interests of the City that appointments to the membership be made as aforesaid, so that each commissioner may be kept informed by his appointee in matters of taxation; and

WHEREAS, the nature of the work of the Board of Assessment and Revision of Taxes, the ratables of the City approximating \$850,000,000, requires a full board of five members; that to expedite its work the City is divided into five zones; that the method contemplates a commissioner assigned to each zone; and,

WHEREAS, Mayer Meyer C. Ellenstein recommends a citizen, Albert Del Viscovo, a capable and worthy representative of the people of Italian extraction, residents of our City to fill the vacancy aforesaid;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that under and by virtue of the power and authority vested in them by law, and by the terms and conditions and provisions of a certain ordinance adopted by the Board of Commissioners of the City of Newark on third and final passage on July 28, 1937, entitled "An Ordinance to Establish a Board of Assessment and Revision of Taxes, and to Provide for the appointment of Members thereof, defining their duties and

providing for the salaries of such members," that Albert Del Viscovo be and he is hereby appointed a member of the Board of Assessment and Revision of Taxes to take the place of Edward J. O'Brien, deceased, his said term of office to run pursuant to the provisions of the above mentioned ordinance, at the annual salary therein provided, of Four Thousand Dollars (\$4,000.00), to be paid semi-monthly as other salaries are paid; said appointment to be effective as of October 1, 1940, and the City Clerk is hereby directed to place his name upon the payroll.

M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioners Frank-
lin and Mayor Ellenstein voted aye;
Commissioners Byrne and Murphy
voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

Now, I offer the name of another prominent Italian-American of our city, a man who has for many years been engaged in construction work and would make a valuable asset to the Tax Board. I don't know of anybody on the Tax Board who is qualified to the degree that this man is by reason of the construction work he has done in the construction of buildings and highways, has had wide experience, a man of reputation, who is a substantial taxpayer in the City of Newark. I ask the City Clerk to read the resolution.

WHEREAS, a vacancy exists in the office of member of the Board of Assessment and Revision of Taxes, a vacancy arising by the untimely death of the late Commissioner Edward J. O'Brien, who was recommended by Mayor Meyer C. Ellenstein, as his selection by agreement of the City Commissioners that each commissioner have selection for appointment one of the members of the Tax Board; and it has been the policy in the administration of City government to permit the same commissioner to select a person to fill the vacancy, where the vacancy was of his selection; and that because of the importance of taxation in the life of the community, it is for the best interests of the City that appointments to the membership be made as aforesaid, so that each commissioner may be kept informed by his appointee in matters of taxation; and

WHEREAS, the nature of the work of the Board of Assessment and Revision of Taxes, the ratables of the City approximating \$850,000,000, requires a full board of five members, that to expedite its work the City is divided into five zones; that the method contemplates a commissioner assigned to each zone; and,

WHEREAS, Mayor Meyer C. Ellenstein recommends a citizen, Salvatore Nesto, a capable and worthy representative of the people of Italian extraction, residents of our City, to fill the vacancy aforesaid;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that under and by virtue of the power and authority vested in them by law, and by the terms and conditions and provisions of the City of Newark on third and

final passage on July 28, 1937, entitled, "An Ordinance to Establish a Board of Assessment and Revision of Taxes, and to Provide for the Appointment of Members thereof, defining their duties and providing for the salaries of such members," that Salvatore Nesto be and he is hereby appointed a member of the Board of Assessment and Revision of Taxes to take the place of Edward J. O'Brien, deceased, his said term of office to run pursuant to the provisions of the above mentioned ordinance, at the annual salary therein provided, of Four Thousand Dollars (\$4,000.00) to be semi-monthly paid as other salaries are paid; said appointment to be effective as of October 1, 1940, and the City Clerk is hereby directed to place his name upon the payroll.

M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: All in favor of the resolution as read by the City Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

The following Proclamation was received and read:

PROCLAMATION

As information daily reveals to the citizens of our great city the horrors to which the peoples of every European country are subjected, we, as true Americans, have become more

conscious of the woes inflicted on men, women and children, all unwilling victims by the horrors of the War which now engulfs that continent.

It having come to my attention that in true exemplification of the spirit of sympathy, charity and brotherhood so prevalent among our people, the Civiceers, one of Newark's leading civic organization, has inaugurated an effort to gather articles of clothing for these innocent and unfortunate sufferers of all countries, and in co-operation with this noble expression of generosity and willingness of the people of our community to come to the assistance of their fellow humans,

NOW, THEREFORE, I, MEYER C. ELLENSTEIN, Mayor of the City of Newark, New Jersey, HEREBY PROCLAIM: That Saturday, October 19, 1940, next, shall be observed as NEWARK BUNDLE DAY, and I call upon all who are able, to co-operate with the Civiceers in their endeavors to lighten the burden of the innocent sufferers abroad.

Meyer C. Ellenstein.

Order filed.

The City Clerk: We have two matters referred to us by the Board of Adjustment for a hearing date to be set. One of them, a representative of the applicant has requested a suspension of the rules. Mr. Rankin of the Board of Adjustment says there were no objectors. It is the application of George D. and Florence M. Miller, for the construction of a gasoline station for owner's vehicles at 349-361 Raymond Boulevard.

The following communication was received and read:

October 1, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

119 Park Avenue; I. Raymond Trevisan, owner; in a 2nd business district the remodeling of present repair shop for use as lubritorium in connection with present gasoline station, and construction of 40x30 foot addition to same; same to be constructed in accordance with the plans filed with this Board; on condition that the applicant at his own expense close the first-floor window of the house adjoining on the north, which window is to be blocked by the proposed building, finishing the outside and inside walls with materials and paint to match the presones; such use to be limited to the period of eight years;

349-361 Raymond Boulevard; George D. and Florence M. Miller; in a 1st industrial district the construction of gasoline station and garage for owner's vehicles; same to be constructed and operated in conformity with the rules of the Board of Adjustment (Rule "A" excepted), and in accordance with the revised plans showing pumps at least fifteen (15) feet back from the street line; on condition that the location of pits meets the approval

of the Bureau of Combustibles; such use to be limited to the period of of eight years;—(No objectors.

Respectfully submitted,

BOARD OF ADJUSTMENT
R. B. Rankin,
Secretary.

Ordered filed, copy to be sent to each commissioner and further action postponed to October 9, 1940.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of George D. and Florence M. Miller (G.S.G. Corporation, owner); for the construction of gasoline station and garage for owner's vehicles in a 1st industrial district; premises 349-361 Raymond Boulevard; same to be constructed and operated in conformity with the rules of the Board of Adjustment (Rule "A" excepted), and in accordance with the revised plans show-

ing pumps at least fifteen (15) feet back from the street line; on condition that the location of pits meets the approval of the Bureau of Combustibles; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take the usual course and be heard by the Commission one week from today, on October 9.

The usual five resolutions offered by Director Murphy will be considered as though they have been read in full.

Commissioner Murphy: Right.

A resolution re-assigning divisions

in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioner Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed with the presentations of candidates to fill the vacancy that exists as City Commissioner.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Byrne voted aye; Commissioners Murphy, Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia, having received but two votes, is declared not elected. Are there any other presentations?

I present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Frankline and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected. Any other presentations?

I will present the name of Carl Abbruzzese. As many as are in favor of Mr. Abbruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Frankline and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abbruzzese having received but two votes is declared not elected. Any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Ralph Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Frankline and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Villani having received but two votes is declared not elected. Any other presentations?

I will present the name of Dr. Ames Fillippone. As many as are in favor of Dr. Ames Fillippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Frank-

lin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone having received but two votes is declared not elected. Are there any other presentations?

I will present the name of the president of the Newark School Board, Mr. Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Frankline and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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.....
.....

The Board of Commissioners of
The City of Newark, New Jersey.

.....
City Clerk.

Newark, N. J., October 9, 1040.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance creating the Bureau of Purchase in the City of Newark, providing for the personnel, maintenance, and administration thereof, and defining, regulating and prescribing the functions thereof," and stated that to-day was the time fixed for a further hearing, this being the adjourned date for same, the ordinance having been introduced for information.

Commissioner Byrne: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, Four Hundred Eighty-nine Dollars and Thirty Cents (\$11,489.30), be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment—
Tax Receiver\$11,489.30

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Six Thousand Three Hundred Thirteen Dollars and Eighty-four Cents (\$6,313.84) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 64.00
Tax Board—Assessors Division	1,464.94
Assessments Local Improvements	85.00
Maintenance Foreclosed Properties	155.00
Sinking Fund Commission	527.50
Reserve for Overpayment Tax Receiver	28.29
City Treasurer	23.00
Contingent	295.00
Reserve for Overpayment—Comptroller	3,671.11
	<hr/>
	\$ 6,313.84

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand Seven Hundred Seventy-two Dollars (\$2,772.00) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payroll of the Temporary Building Enumerators, Department of Revenue and Finance, from September 16th, 1940, to September 30th, 1940, as follows:

Tax Revaluation W.P.A.\$2,772.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Ninety-five Dollars and Seventy-five Cents (\$295.75) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years
 Taxes Granted by State
 Board of Tax Appeals\$295.75

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of Thirty-two Thousand, One Hundred Sixty Dollars and Sixty-two Cents (\$32,160.62) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Municipal Board of Alcoholic Beverage Control....	50.00
Building Division	224.11
Electrical Bureau	38.85
Police Courts	20.00
Fire Division	8,385.04
Fire Division (WPA)	22.20
Police Division	16,033.62

Police Division (WPA)..... 7,371.80
 \$ 32,160.62

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Nayes: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of Ten Thousand Five Hundred Thirty-one Dollars and Thirty-six Cents (\$10,531.36) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant\$ 616.35
 City Hospital 2,456.79
 Convalescent Hospital 2,914.22
 Bus Transportation 4,544.00
 \$ 10,531.36

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Twenty-two Dollars

(\$322.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Hallowe'en Celebration\$322.00

Pearce R. Franklin
 M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Five Hundred Seventy-nine Dollars and Forty Cents (\$3,579.40) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 2nd and October 5th, 1940, as follows:

Shade Tree\$2,259.40
 Public Buildings 1,320.00
 \$3,579.40

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of One Thousand, Seven Hundred Fifty-five Dollars (\$1,755.00) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$1,755.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commisisoners Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Twelve Thousand, Seven Hundred Fifty-six Dollars and Thirty-one Cents (\$12,756.31) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA	
Project No. 6926-7)	\$ 10,749.83
Sewer Construction (WPA	
Project No. 6951-7)	864.50
Swimming Pool Construc-	
tion (Hayes Park East)	384.05
Swimming Pool Construc-	
tion (Hayes Park West)	66.77
Swimming Pool Construc-	
tion (Boylan Street)	291.30
Swimming Pool Construc-	
tion (Clifton Avenue)	399.86
(WPA Project No 6069-7)	

\$ 12,756.31

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Seventy-three Dollars and Sixty-three Cents (\$273.63) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$129.60
Airport Construction	65.63

Port Newark Operations 68.70
 Surveys 9.70

\$273.63

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand, Four Hundred Seventy-seven Dollars (\$2,477.00) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Consolidated NYA Applications (Community Center)\$ 400.00

Garment Project NYA (WPA Project No. 19-3EN-42) 50.00

Home Making NYA (WPA Project No. 76-7)..... 250.00

Museum Extension (WPA Project No. 4510-O-A 300.00

Household Workers' Training (WPA Project No. 5183-A) 100.00

City Wide Clerical Project (WP9 Projects No. 5218-A, 5226-A) 300.00

Mattress Factory (WPA Project No. 6434-0) 750.00

Toy Mending (WPA Project No. 7050-A) 200.00

City Planning (WPA Project No. 7215-0) 127.00

\$ 2,477.00

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-five Thousand Sixty-seven Dollars and Thirty Cents (\$35,067.30) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll, Ending October 2nd, 1940.

Port Newark Operations\$ 1,881.60
 Bureau of Motors 1,167.39
 Bureau of Streets 2,049.16
 Bureau of Sewers 1,073.35
 House Sewer Connections 350.53
 Bureau of Street Cleaning 18,750.91
 Street Construction 1,105.59
 Bureau of Water 8,688.77
 \$ 35,067.30

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, The City of Newark did assess personal property tax against C. V. Hill & Company, Inc., in sum of \$10,500.00, at 199 Central Avenue, Newark, for year 1939; and,

WHEREAS, the said taxpayer did file a statement for said year showing personalty in sum of \$2,769.56; and,

WHEREAS, the said taxpayer has removed all its property from the City of Newark, and there is presently no property against which the tax may be enforced; and

WHEREAS, through its attorneys, Lindabury, Depue & Faulks, it has offered to pay the tax on an assessment of \$2,769.56; and,

WHEREAS, the assessment of \$10,500.00 appears to have been made erroneously, and the good faith of the taxpayer is supported by the statement filed for year 1939, and its offer to pay tax on the amount shown in this statement, although all its property is outside the jurisdiction of the City;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to settle the aforesaid tax on the offer made by the taxpayer.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, The Controller furnished Tax Search No. 36935 on property known as 40-42 Millington Avenue, Block 3035, Lot 51, and which through an error did not disclose a sewer assessment amounting to \$10.00.

THEREFORE, BE IT RESOLVED That the Comptroller be and he is hereby authorized and directed to cancel from the records in his office the said assessment amounting to \$10.00.

IN WITNESS WHEREOF we have hereunto set our hand and seal this eighth day of February, in the year One Thousand Nine Hundred and Thirty-nine.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, The Director of the Department of Revenue and Finance submits that Tax Sale Certificate No. 28946, relating to premises 168-170 Brill Street, and being lots 1 and 2

of Block No. 2383, was redeemed and fully paid on June 23, 1936, and was duly endorsed by the City for cancellation, and delivered to the West Side Trust Company, who paid the money due thereon; and,

WHEREAS, Bilder, Bilder & Kaufman, Attorneys, submit that the certificate has been lost or mislaid, and asks that the City authorize the Director of the Department of Revenue and Finance to execute a discharge certificate in form and substance attached hereto;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to execute discharge in the form and substance attached hereto, and approved by the Law Department.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark brought proceedings on ten writs of certiorari against the State Tax Commissioner in the New Jersey Supreme Court, to test the constitutionality of Chapter 4 and 5, P. L. 1940, relative to franchise and gross receipts taxes from public utility companies; and,

WHEREAS, the Supreme Court has rendered a decision upholding the constitutionality of aforesaid acts; and,

WHEREAS, Director Murphy and the Law Department recommend an appeal of the decision and judgment of the Supreme Court to the Court of Errors and Appeals;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that it is hereby directed that the decision and judgment of the Supreme Court in the matter aforesaid shall be appealed to the New Jersey Court of Errors and Appeals, and the Corporation Counsel be and he is hereby directed to proceed with the appeal as aforesaid.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, ever since May, 1937, when the Department of Revenue and Finance requested the appointment of private Auditors to strike a mid-year audit and balance, the Revenue and Finance Department has not had the continued uninterrupted services of Auditors; and

WHEREAS, such a condition has retarded the completion of the re-organization program of the Department of Revenue and Finance; and

WHEREAS, the pioneering and completion of the many innovations in the Department of Revenue and Finance were not followed through because of certain interruptions; and

WHEREAS, in May, 1940, the De-

partment of Local Government of the State of New Jersey took over the completion of the 1939 Annual Audit; and

WHEREAS, the Department of Local Government of the State of New Jersey is about to complete the Annual Audit for 1939; and

WHEREAS, the supervision of certain of the innovations in the Department of Revenue and Finance, as well as the continuity of the Audit of 1939, should be followed through uninterrupted for 1940;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, County of Essex, that the Department of Local Government of the State of New Jersey, be hereby authorized to make the statutory audit of the City of Newark for the fiscal year 1940; and

BE IT FURTHER RESOLVED that the said Department of Local Government be further authorized to render such service as may be necessary in connection with the 1941 budget of said City.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Com-

missioners of the City of Newark, that Resolution No. 8278, relative to refund of \$135.00 to Federation of the Italian War Veterans in the U. S. A., being balance of deposit made with application for renewal of Club License, after deduction of ten per cent (\$15.00) for investigations fees, which said resolution was adopted by the Board of Commissioners at its meeting on August 14th, 1940, be and the same is hereby rescinded.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, Federation of the Italian War Veterans in the U. S. A., 211 Littleton Avenue, Newark, New Jersey, filed a renewal application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 14th, 1940, for an Alcoholic Beverage Club License, and did deposit with the Clerk of the said Board the sum of One Hundred and Fifty Dollars (\$150.) at the time of the filing of said application; and,

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark did not grant said renewal license to the said Federation of the Italian War Veterans in the U. S. A., for the period of 1940-1941, and deducted ten per cent (10%) of said deposit for investigation fees; and

WHEREAS, the said Federation of

the Italian War Veterans in the U. S. A. is now entitled to a refund of One Hundred and Thirty-five Dollars (\$135);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of One Hundred and Thirty-five Dollars (\$135) be and the same is hereby ordered paid to the said Federation of the Italian War Veterans in the U. S. A., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Federation of the Italian War Veterans in the U. S. A., the said sum of One Hundred and Thirty-five Dollars (\$135) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for decorating entire front of the City Hall and the reviewing stand for the Holy Name Parade, October 13th, 1940 and did receive an estimate of Fifty-five Dollars (\$55.00) from J. Ash which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED,

By the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly, subject to the requirements of all state laws and city ordinances governing municipal contracts.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals to raze the water tank on the grounds of Ivy Hill Power Plant, Department of Public Works, same being in a dangerous and dilapidated condition.

Bids to be received on such data and at such time as the Director shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commisioilers Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Broken Stone, for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the furnishing of labor and materials for the additions to the heating and ventilating system at the Wilson Avenue Baths, Department of Public Works,

Bids to be received on such date and at such time as the Director shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding Nineteen (19) 1939 Real Estate Books and Nineteen (19) 1940 Personal Tax Billing Journal Books, and did receive an estimate from F. Enderlin & Son of Four Dollars and Twenty Cents each, or a total of One Hundred Fifty-nine Dollars and Sixty Cents (\$159.60), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly, subject to the requirements of all state laws and city ordinances governing municipal contracts.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8552, dated September 25, 1940, the

Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

JOHN P. CALLAGHAN, INC.,
Harrison, N. J.

Approx. 2,000 cu. yds. 1:3:6 Concrete
with H.E.S. Cement @ \$5.17 cu. yd.

Approx. 1,000 cu. yds. 1:2:4 Concrete
with H.E.S. Cement @ \$6.02 cu. yd.

HARRISON SUPPLY COMPANY—
East Newark, N. J.

Approx. 6,000 bags H.E.S. Portland
Cement, carload delivery @ .66 bag.

LAKE ASPHALT PETROLEUM
COMPANY—Harrisburg, Pa.

Approx. 100 tons Asphalt Filler for
Brick Pavement @ \$17.20 ton.

THE HIGHWAY CORPORATION—
Newark, N. J.

Approx. 4,000 tons Coarse Aggregate
Bituminous Concrete @ \$4.00 ton.

Approx. 4,500 tons Asphalt Binder @
\$3.75 ton.

(All above material for Department
of Public Affairs)

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, by a resolution No.
8551, dated September 25, 1940, the
Department of Central Purchase pub-
licly solicited, received and opened
bids for furnishing and delivering ma-
terial listed below, therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark that
the contract for furnishing and de-
livering said material to the City of
Newark, be and the same hereby is
awarded as follows, being the lowest
responsible and formal bidder as de-
termined by the Director of the De-
partment of Parks and Public Prop-
erty in response to public advertise-
ment for sealed proposals, the amount
of their bid being as follows, and the
Director of Parks and Public Prop-
erty and the City Clerk of the City
of Newark, are hereby authorized and
directed to execute on the part of the
City of Newark, proper contract for
furnishing and delivering said mater-

ial according to the specifications on file in the Department of Central Purchase, in the City of Newark.

C. G. WINANS COMPANY—
Newark, N. J.

Approx. 600 tons Rock Salt in 100 lb. bags, for delivery to 20 Hayes Street up to January 15, 1941 @ \$12.90 ton.

ALTERNATE—

Approx. 600 tons Rock Salt:

A—In bulk (carload delivery) to Victoria Street Garage or Wilson Avenue Yard, after January 15, 1941 @ \$8.50 ton.

B—Truck delivery in 100 lb. bags, to any point within the City Limits, after January 15, 1941 @ \$12.90 ton.

Approx. 110 bags Rock Salt (100 lb. bags) for delivery to any point within the City Limits, as ordered and directed, until April 30, 1941 @ \$12.90 ton.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, the following named painters are permanently employed under Civil Service in the Newark

City Hospital, Department of Public Works, to wit: Edward C. Adams, Timothy J. Horgan, Charles Schmolling, Garret Hamersma, John P. Briden and Joseph Fernicola, at an annual salary of \$2,820 on an eight hour per day schedule; and

WHEREAS, District Council No. 10, Brotherhood of Painters, Decorators and Paperhangers of America, of which above named are members, have fixed the hours of employment for members of their Union not to exceed seven per day; and,

WHEREAS, request has been made to the Director of the Department of Public Works that the seven hour day be established for the above named employees; and,

WHEREAS, in answer to a communication from the Director of the Department of Public Works under date of October 7, 1940, to Charles R. Erdman, Jr., Municipal Aid Administrator the following reply has been received.

"I have your letter of October 7 requesting my opinion on the salary scale of six painters permanently employed as members of the staff of the Newark City Hospital.

Under date of September 27 I replied to a request for a similar opinion from City Clerk Reichenstein, as follows:

"I find nothing in the Act dealing with the question of labor relations and therefore the hours of work, the quantity and quality of work and other such matters are not included in the restrictive sections of the Act."

From this opinion you will see that the retention of these at their former salary although working on a seven hour basis will not constitute a violation of the section of the Act in question."

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that a seven hour day be and the same is hereby established as a working for the employees above named and at the stated annual salary, effective at once.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, William P. Schlegel and Thomas G. Walsh who had been certified by the Civil Service Commission as eligible for appointment as Firemen in the Fire Division, Department of Public Safety, requested that their said appointments be deferred, and

WHEREAS, Fireman Theodore G. Dick on September 21, 1940, and Fireman Charles G. Koch on October 1, 1940, retired from the Fire Division, and

WHEREAS, because of the above, four vacancies exist in the rank of Fireman in the Fire Division, Department of Public Safety,

NOW, THEREFORE, BE IT RESOLVED, That;

Thomas Hickey
Philip A. Smith
Vito Kayrukatis
Lars J. Casperson

having been certified by the Civil Service Commission as eligible and having passed satisfactorily a physical examination by the Fire Surgeon, be and they are hereby appointed as Firemen in the Fire Division of the Department of Public Safety to take effect October 16, 1940, and they shall be paid the same compensation and in like manner as are other Firemen in the same grade of service.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Franklin, Mayor Ellenstein.

WHEREAS, under date of September 16, 1940 Patrolman Theodore Ambs retired from the Police Division, Department of Public Safety, and

WHEREAS, the aforementioned retirement has created a vacancy in the rank of Patrolman in the said Police Division,

NOW, THEREFORE, BE IT RESOLVED, That;

Frank L. Guidera

having been certified by the Civil Service Commission as eligible and having passed satisfactorily a physical

examination by the Police Surgeon, be and he is hereby appointed as Patrolman in the Police Division of the Department of Public Safety, to take effect October 16, 1940, and he shall be paid the same compensation and in like manner as are other Patrolmen in the same grade of service.

M. Ellenstein
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Franklin, Mayor Ellenstein.

WHEREAS, The Board of Commissioners of the City of Newark adopted a budget for the City of Newark for the year 1940, and

WHEREAS, As part of said City budget, appropriation was provided for in the Fire Division section of the City budget for the appointment of twenty-five firemen in said Fire Division from July 1, 1940 to December 31, 1940, and

WHEREAS, In said budget of the Fire Division there also appeared full salary from January 1 to December 31 for the following members of the Fire Division who have since said January 1, 1940, either died or retired as explained hereafter:

Rank	Name
Fireman	Hubert J. Shields
Captain	Daniel J. Spillane
Fireman	Fred L. Eckert
Fireman	Edward G. Kroehl
Fireman	Henry Blum
Fireman	Martin Frank

Fireman	Albert Shields
Fireman	Vincent W. McManus
Fireman	Joseph J. Clancy
Fireman	Thomas Ridsen

Date	Remarks
February 24, 1940	Died
March 6, 1940	Retired
March 14, 1940	Died
April 1, 1940	Retired
April 1, 1940	Retired
July 1, 1940	Retired
July 16, 1940	Retired
August 30, 1940	Retired
September 1, 1940	Retired
September 16, 1940	Retired

WHEREAS, Because of the above, ten vacancies exist in the rank of Fireman, in addition to the twenty-five provided for as set forth above, in said Fire Department, a total of thirty-five, and

WHEREAS, The Civil Service Commission has promulgated an eligible list;

NOW, THEREFORE, BE IT RESOLVED, That:

Edward Carr
 Thomas J. Leonard
 Arthur D. Marsh
 Lowell Klatt
 Sam Dimm
 Rowland W. Bissell, Jr.
 Frank Reheis
 Albert I. Lopez
 Benedict T. Witkus
 John Signorelli
 Elias J. Swerida
 Morris Tangredi
 Matthew J. Morahan
 Edward J. Nolan
 Albert Mingucci
 Joseph A. Zoppi
 Edward N. Brock
 John J. Brady

Herbert D. Planck
 Robert J. Cordano
 Thomas E. O'Boyle
 James R. Barry
 Robert J. McClorry, Jr.
 John J. Tartis
 Robert C. Molloy
 Vincent J. Kelly
 James R. Carr
 Harry L. Perry
 James T. Nolan
 Caleb J. Weller
 John F. Malloy
 Samuel Lomax, Jr.
 James K. Murtagh

having been certified by the Civil Service Commission as eligible and having passed satisfactorily a physical examination by the Fire Surgeon, be and they are hereby appointed as Fireman in the Fire Division of the Department of Public Safety, effective as of October 1st, 1940, and they shall be paid the same compensation and in like manner as are other Firemen in the same grade of service.

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of October and the first half of November, 1940, be

and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Daniel Ryan, Cleaner, suspended, without pay, for absence without leave, effective October 1st, 1940, until further notice.

William O'Shea, General Carpenter, suspended, without pay, for absence without leave, effective October 1st, 1940, until further notice.

Frank Veix, Painter, suspended, without pay, for absence without pay, for absence without leave, effective October 1st, 1940, until further notice.

Benjamin Krusch, Plasterer-Mason, has been employed in a temporary capacity at a salary of \$14.50 per diem, reinstated in his former permanent position of Plasterer-Mason, at a salary of \$3,300.00 per annum, effective November 1st, 1940.

VACATIONS GRANTED WITH PAY, EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Helena Shephard, Telephone Operator, 3 days of her vacation, October 14th, 15th and 16th, 1940.

Agnes Lamb, Telephone Operator, 3 days of her vacation, October 17th, 18th and 21st, 1940.

SHADE TREE

Walter MacPherson, Foreman, 5 days of his vacation, starting October 7th, 1940.

WEIGHTS AND MEASURES

Edward Farley, Assistant Superin-

tendent, half day of his vacation October 7th, 1940, due him from 1939 vacation.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The National Youth Administration is conducting NYA Project No. A-131 at City Home Property, Verona, New Jersey, which said project includes the occupancy and use of the City Home Property, conditioned that the same shall be put in good repair and safe condition; and,

WHEREAS, it is desirable and was made part of agreement with the National Youth Administration that The City of Newark employ a project supervisor to supervise the project in the occupancy and use and maintenance of the City property;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the position of Supervisor, for purpose aforesaid, is hereby established, at an annual salary of \$2,000, payable semi-monthly, out of funds appropriated in the budget for Works Progress Administration projects; and that Paul Gush be and he is hereby employed as such Supervisor, at above stated compensation, to commence October 15, 1940, such employment to continue or term-

ination at the discretion of the Director of the Department of Public Works.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration, Project Application No. 3-7-1209 to provide employment for 242 persons to be taken from the relief rolls of the City to be employed in the development of a Recreation Area Project on Route 25, opposite Haynes Avenue in the City of Newark; and

WHEREAS, the contribution of the Work Project Administration for said project amounting to \$189,762.18 is contingent upon the expenditure of \$171,647.06 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$71,647.06 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of I. Raymond Trevisan, owner; for the remodeling of present repair shop for use as lubricatorium in connection with present gasoline station, and construction of 4x30 foot addition to same in a 2nd business district; premises 119 Park Avenue; same to be constructed in accordance with the plans filed with the Board of Adjustment; on condition that the applicant at his own expense close the first-floor window of the house adjoining on the north, which window is to be blocked by the proposed building, finishing the outside and inside walls with materials and paint to match the present ones; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The following communication was received and read:

October 8, 1940.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*340-342 Halsey Street; Samuel Wollman; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 4, 1941;

*98-104 Maple Avenue (rear);
Arthur J. Brunner; renewal of permit for automobile repair shop; such use to be limited to the period of two years ending August 22, 1942;

67 Manufacturers Place; D. Hurley & Sons, owner in a 3rd residence district the construction of an addition to an iron foundry.

Respectfully submitted,
BOARD OF ADJUSTMENT
R. B. Rankin,
Secretary."

Ordered filed, copy to be sent to each Commissioner and further action postponed to October 17, 1940.

Mr. Stanton: There are two renewals but one of the renewals is being laid over.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in that one case, the application of Samuel Wollman for renewal of permit for automobile parking station, 340-342 Halsey street.

Commissioner Murphy: I so move you.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, On an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Samuel Wollman (Fourteenth Ward Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 340-342 Halsey Street; such use to be limited to the period of one year ending October 4, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take its usual course and be heard on Thursday, October 17, 1940, the next City Commission meeting.

A resolution re-assigning divisions in the Department of Park and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for August, 1940.

Department of Buildings for August, 1940.

Clerk of First District Court for August, 1940.

Clerk of Second District Court for August, 1940.

Superintendent of Alms House for August, 1940.

City Clerk (2) for August, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for August, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, for August, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic for August, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for August, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for August, 1940.

Robert J. Beckley, Clerk, 3rd Criminal Court, for August, 1940.

Elizabeth S. Lewis, Clerk Family Court, for August, 1940.

City Treasurer for August, 1940.

Comptroller for August, 1940.

Ordered filed.

The following communication was received and read:

**CITY OF NEWARK, NEW JERSEY
DEPARTMENT OF REVENUE AND
FINANCE**

Vincent J. Murphy, Director

September 3, 1940.

To the Honorable,
The Commissioners of the City of
Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of August, 1940:

RECEIPTS

Cash on hand, July 31, 1940	\$4,641,027.63
Received from Comptroller—August	5,872,537.57
	<hr/>
	\$10,513,565.20

DISBURSEMENTS

By Warrant	\$3,684,642.30
Without Warrant	372,706.08
Public Works—Loan to Food Stamps	100,000.00
	<hr/>
	4,157,348.38
	<hr/>
Cash on hand—August 31, 1940	\$ 6,356,216.82

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By: Joseph J. Kroehl.

Ordered filed.

MONTHLY STATEMENT OF CASH COLLECTIONS

CITY OF NEWARK, N. J., AUGUST, 1940.

Description	August, 1939		%	August, 1940		Budget	Col. % This Year
	Last Year's Month	Tot. to Date Last Yr.		This Year's Month	Tot. to Date		
Licenses:							
Sale of Alcoholic Beverages\$	1,972.59	\$ 622,791.46	.0995	\$ 375.00	\$ 614,840.67	\$ 622,817.63	.9869
Ice Cream, Plumbing and							
Refuse	234.00	10,528.50	1.169	165.50	9,162.50	11,100.00	.8255
All Other Licenses	4,358.03	96,796.39	.8476	3,356.64	94,709.84	116,000.00	.8164
Fees and Permits:							
Tax Search Fees	753.75	6,169.00	.8767	692.00	6,075.50	8,300.00	.7319
Building and Electrical Work							
Permits	3,342.47	18,687.72	.6481	3,241.09	22,643.96	31,900.00	.7098
Public Sewer Connection,							
Tap Fees	90.00	1,080.00	.8120	220.00	2,280.00	2,500.00	.9120
Towels, Soap, Bathing Suits	2,656.26	13,601.49	.6406	2,156.70	11,511.48	20,700.00	.5560
Combustible, Moving Picture,							
Garage and				1,236.00	12,111.40	19,400.00	.6242
Miscellaneous Permits	1,384.10	12,650.30	.5973				
Receipts for Patients Treated	1,802.33	14,252.28	.5229	1,465.42	18,356.39	22,600.00	.8122
Contribution by City of East							
Orange for Passaic Valley							
Sewer Maintenance		27,920.66	1.0000		32,450.83	27,900.00	1.085
Jury and Listing Fees	2,914.75	25,021.80	.6058	3,098.25	25,309.71	36,600.00	.6915
Animal, Chicken, Plumbing							
Permits and	635.00	2,702.20)					
Miscellaneous Fees		2,163.50)	.6786	367.20	5,749.00	10,000.00	.5749

Description	August, 1939		% Col. Last Yr.	August, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date		
Transcript Fees for Births, Deaths, Etc.	403.75	4,192.00	.7158	646.25	4,951.35	5,800.00	.8537
Fines: Magistrates	5,317.15	58,002.25	.6593	4,014.00	44,767.10	84,500.00	.5297
Overdue and Lost Books	904.88	15,214.50	.7607	1,000.72	12,811.71	21,200.00	.6043
Interest and Costs on Assessments	2,537.49	5,278.19	.5052	119.83	6,788.38	9,400.00	.7221
Interest and Costs on Taxes	86,233.83	447,868.62	.5166	41,198.67	306,897.52	640,000.00	.4795
State and Other Aid:							
Gas Tax Refund .....	.....	17,411.67	.8601	.....	17,958.93	27,000.00	.6651
Public Lighting Reimbursement .....	.....	2,816.94	.8821	1,376.53	2,785.05	5,600.00	.4973
Bill Board Tax .....	.....	2,511.00	1.0000	.....	3,285.55	2,900.00	1.133
1939 F. A. C. Reimbursement .....	.....	.....	.....	.....	40,186.89	.....	.....
Franchise and Gross Receipts Taxes of 1938-39 .....	.....	15.26	.0000	.....	77.10	1,768,986.97	.0000
Franchise Taxes of 1939 .....	.....	1,119.02	.0016	.....	3,992.94	685,513.00	.0005
Gross Receipts Taxes of 1940 .....	.....	1,341.32	.....	20.72	20.72	710,391.00	.0000
Bus Receipts Tax: 5% Trolley Jitney Tax	17,135.41	174,836.43	.7668	.....	.....	21,300.00	.....
				17,948.90	165,822.92	253,400.00	.6543
Leases and Rentals:							
City Owned Property	11,076.00	90,810.50	.6139	14,622.82	111,949.92	162,500.00	.6889
Rent: Army Base	8,333.33	66,666.66	.6666	8,333.33	66,666.66	100,000.00	.6666

Description	August, 1939 Last Year's Month	August, 1939 Tot. to Date	% Col. Last Yr.	August, 1940 This Year's Month	August, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Rent: Refund—Central Purchase Bureau .....	.....	.....	.....	16.50	16.50	.....	.....
Reimbursement: Lighting Inspectors Salary .....	.....	.....	.....	.....	1,500.00	1,500.00	1.000
Total Miscellaneous Revenues Anticipated:							
Real Estate Arrears: "Regular"	553,496.02	3,703,172.13)	.6975	218,920.91	2,633,193.72	4,541,036.98	.6624
Personal Arrears	87,162.50	523,671.24)	.....	19,360.46	375,241.97	.....	.....
Tax Title Liens:							
Real Estate Taxes	32,773.77	313,493.47	.4543	35,811.53	247,429.35	513,988.61	.4813
Interest and Costs:							
Lien Certificates	2,592.90	21,194.52	.....	681.77	14,147.81	.....	.....
Special Items of General Revenue:							
Tax Rem. Acct. ....	.....	8,055.02	.....	.....	11,615.86	.....	.....
Leases and Rentals of City Owned Property	530.16	7,840.48	.....	.....	6,740.00	.....	.....
Smoke Abatement Bureau Fees	200.00	444.00	.....	438.00	2,066.00	5,800.00	.3562
Zoning Board Fees	190.00	670.00	.....	260.00	2,030.00	2,100.00	.9666
U. S. Sanitation Acct. ....	.....	.....	.....	.....	7,000.00	.....	.....
Foreclosed Property Rents ..	35.00	135.00	.....	.....	10.00	.....	.....
Farmers Market Fees	100.00	450.00	.....	150.00	2,700.00	2,900.00	.9310
Current Tax Collections	5,605,546.53	21,962,973.61	.5823	3,740,245.05	26,250,542.02	37,749,140.30	.6593

Description	August, 1939		% Col.	August, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date		
Miscellaneous Revenue Not Anticipated	477.97	5,390.64	.....	443.66	12,789.89	.....	.....
Alms House .....	.....	.....	.....	.....	.....	.....	.....
City Home Payroll Credit .....	.....	.....	.....	15.00	15.00	.....	.....
Police Department .....	.....	.....	.....	.....	.....	.....	.....
Payroll Cr. Health Board .....	.....	2.07	.....	.....	.....	.....	.....
Board of Adjustment .....	.....	.....	.....	.....	.....	.....	.....
Other: Tax Receiver .....	.....	666.64	.....	.....	.....	.....	.....
Dedicated Revenue .....	.....	.....	.....	.....	22.75	.....	.....
Newark Airport	12,619.98	84,255.61	.3824	6,055.07	94,505.96	288,160.00	.3279
Bureau of Water	213,730.68	1,670,192.76	.6504	242,947.08	1,707,793.49	2,600,728.04	.6566
Bureau of Docks	4,366.13	73,706.32	.6501	.....	39,250.03	.....	.....
Bureau of Streets	5,041.35	37,021.94	.3855	6,518.32	35,433.13	69,741.00	.5080
Bureau of Street Cleaning	848.08	9,676.31	.6780	888.99	11,734.19	13,938.00	.8418
House Sewer Connections	2,797.09	16,803.33	.7884	6,582.48	17,910.03	28,706.00	.6239
Outdoor Poor	710.00	5,279.94	.5677	1,480.00	7,218.01	8,300.00	.8696
Weights and Measures	2,738.00	2,936.50	1.0269	2,822.00	2,942.50	7,936.50	.3707
Bureau of Motors .....	.....	9,260.59	.0284	.....	46.25	325,828.00	.0001
Printing and Stationery	2,425.29	23,524.01	.5080	24.75	133.34	125,000.00	.0010
Shade Tree	74.41	963.34	.4815	348.75	909.30	1,203.98	.7558
Public Outings—	.....	.....	.....	.....	.....	.....	.....
Celebration of Holiday .....	.....	35.00	.....	.....	30.00	.....	.....
Street Cleaning: Payroll Credits .....	.....	.....	.....	20.00	25.75	.....	.....
City Hospital: Payroll Credits	12.16	71.08	.....	.....	107.42	.....	.....
.....	.....	.....	.....	.....	28.12	.....	.....

Description	August, 1939		% Col. Last Yr.	August, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date		
Convalescent Hospital:							
Payroll Credits .....	.....	17.80	.....	17.29	27.46	.....	.....
Administration of Relief:							
Payroll Credits .....	.....	463.53	.....	37.42	440.49	.....	.....
200 Washington Street Corp.	833.33	6,666.64	.....	833.33	6,666.64	.....	.....
Henry C. Jones Estate	13.04	1,942.84	.....	16.26	115.66	.....	.....
Redemption of Lien Certificates..	33,170.35	203,382.38	.....	21,357.72	73,230.67	.....	.....
U. S. Social Hygiene .....	.....	6,450.00	.....	.....	7,300.00	.....	.....
1939 Relief Surplus, Misc. Rev...	.....	700,000.00	.....	7,971.10	1,927,063.34	.....	.....
1940 .....	.....	.....	.....	.....	202,902.13	.....	.....
1938	1,060.20	842,012.98	.....	.....	2,849.98	.....	.....
Public Schools	52,507.55	4,590,999.39	.....	4,387.46	4,881,049.60	.....	.....
Refunds — Current Taxes	4,843.81	5,312.81	.....	582.27	14,422.37	.....	.....
Return Checks—Current Taxes...	5,599.18	15,909.35	.....	4,646.91	48,442.90	.....	.....
Regular Assessments: Pavings ..	855.27	3,370.11	.....	16.65	1,039.97	.....	.....
Sewers	338.51	1,256.12	.....	521.90	781.14	.....	.....
Snow Removal	116.49	202.11	.....	.....	210.64	.....	.....
Openings	806.85	107,799.39	.....	20.00	11,906.44	.....	.....
House Sewer Connections	1,042.22	3,660.71	.....	95.27	2,389.30	.....	.....
Shade Trees	15.00	103.75	.....	10.00	53.40	.....	.....
Side Walks .....	.....	46.20	.....	1.78	46.27	.....	.....
Water Service Conn. ....	.....	60.08	.....	177.83	699.67	.....	.....

Description	August, 1939		% Col. Last Yr.	August, 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date		
T. T. L. Assessments: Pavings	708.53	2,423.04	.....	.....	8,635.59	.....	.....
Sewers	85.38	2,018.08	.....	.....	1,480.69	.....	.....
Grading, Curbing, Flagging ....	.....	43,969.51	.....	.....	18,192.37	.....	.....
Openings	84.03	4,342.36	.....	.....	5,894.24	.....	.....
Water Serv. Connections .....	.....	308.00	.....	.....	363.70	.....	.....
Shade Trees	13.20	13.20	.....	.....	11.15	.....	.....
Sidewalks .....	.....	27.94	.....	.....	185.63	.....	.....
Miscellaneous .....	.....	2,138,388.53	.....	.....	9,520.83	.....	.....
Other Cash Collections: Bonds	425,000.00	2,555,000.00	.....	1,411,000.00	5,192,998.00	.....	.....
Interest on Bonds	64.58	64.58	.....	11,546.31	13,133.86	.....	.....
Misc. Rents paid in advance .....	.....	4,767.95	.....	5,000.00	5,000.00	.....	.....
Over Deposit	2.63	199.62	.....	1.00	4.71	.....	.....
Totals	\$7,207,713.29	\$41,471,004.26	.....	\$5,876,926.44	\$45,585,351.30	.....	.....
Under Deposit	195.49	195.49	.....	2.21	2.22	.....	.....
Order filed.	Vincent J. Murphy.						

Are there any other resolutions:

We will now proceed to the presentations of candidates to fill the vacancy in the City Commission.

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioners Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor

of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Commissioner Byrne: Gerald F. McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald F. McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

I present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Judge Ralph Villani.

As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Fillippone. As many as are in favor of Dr. Fillippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: I present the name of Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Charles R. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin,

Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of a man who has given good service gratuitously as a member of the Board of Education for a number of years and who is now president of the Board of Education, Mr. Frank Cozzoline. As many as are in favor of Mr. Cozzoline being elected to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move that we adjourn.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

A P P R O V E D :

The Board of Commissioners of
The City of Newark, N. J.

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City Clerk.

Newark, N. J., October 17, 1940.

A regular meeting of the Board of Commiissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioner Murphy.

Absent: Commissioners Byrne, Franklin, Mayor Ellenstein.

Acting Mayor Murphy: For lack of a quorum, the meeting is adjourned to next Wednesday, October 23rd, 1940.

VINCENT J. MURPHY.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 23, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioner's Chamber, City Hall, Newark, at eleven a. m., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the meeting of October 9, 1940 and the adjourned meeting of October 16, 1940.

Commissioner Byrne: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne introduced the following ordinance on information:

An Ordinance to acquire by gift the premises situated on Broad Street, between Academy Street and Raymond Boulevard, known as "Old Post Office" property.

Mayor Ellenstein: This ordinance being introduced for information will not be advertised, but there will be a public hearing on it one week from today, on the 30th of October.

The City Clerk presented the following ordinance which was introduced on information September 11th, and

stated today was the time fixed for a hearing on same.

An ordinance creating the Bureau of Purchase in the City of Newark, providing for the personnel, maintenance, and administration thereof, and defining, regulating, and prescribing the functions thereof:

Commissioner Byrne: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance concerning the issuance and transfer of alcoholic beverage licenses.

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN:

1: Every applicant for an alcoholic beverage license, except for a renewal, and every applicant for a transfer from place to place, shall give notice of said application, at least five days prior to newspaper publication of second notice of application, to all owners of property within two hundred feet of the premises sought to be licensed.

2: Such notice shall be worded the same as the newspaper notice and shall be served upon the property owner, either personally or by leaving it, addressed to him at his usual place of abode or by mailing it by registered mail to his last known address. Service upon any partner, if the owner is a partnership, or upon any officer if the owner is a corporation, will constitute service as required by this ordinance.

3: For the purpose of this ordinance, the names and addresses of property owners may be those shown on the most recent city tax lists.

4. The two hundred feet shall be measured in a direct line from the nearest point on the premises sought to be licensed to the nearest point of the other premises, and any other premises falling within such distance, in part or in whole, shall be deemed within the said two hundred feet for the purpose of this ordinance.

5: Proof of such service shall be made to the Municipal Board of Alcoholic Beverage Control by affidavit of the applicant setting forth the addresses of the other properties affected, the names of the owners thereof, the addresses at which the owners were served, and the method and date of each such service.

6: Every applicant for an alcoholic beverage license, except for a renewal, and every applicant for a transfer from place to place, shall place or cause to be placed, at least five days prior to newspaper publication of second notice of application, on or about the premises sought to be licensed, in full view from the street, a sign which shall be worded the same as the newspaper notice, each letter of which shall be not less than two inches (2") high

and of proportionate width; provided however that if the applicant is a corporation, the names of only the President, Vice President, Secretary, and Treasurer need appear on the sign. Such sign shall be so maintained until the granting or denial of the application by the Municipal Board of Alcoholic Beverage Control. Proof of the installation of such sign shall be made to the Municipal Board of Alcoholic Beverage Control by affidavit of the Applicant setting forth the wording of the sign, the address of the premises sought to be licensed, the place of installation of the sign, the date on which the sign was erected, and that the sign will be maintained pending disposition of the application.

7: All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

8: This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that November 6th, 1940, at 11 a. m., standard time, or as soon thereafter, as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage of first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to amend Sections 482, 483, 485, 487, 488, 489, 490, 492, 493, 497, 523, 524, 525, 530, 531, 533, 534, 571, 573, 575 and 580 of the revised ordinances of the City of Newark (Revision of 1913).

The Board of Commissioners of the City of Newark, do ordain:

1: That section 482 of the revised ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 482: Every person, firm, or corporation hereafter licensed as a vender, cartman, or junkman, shall, on procuring such a license, obtain from the City Clerk one plate to be furnished by the City indicating the number of such license, and the time during which the same will be in force, and shall cause said plate to be immediately thereafter fastened by firmly screwing or nailing the same in a conspicuous place on either side of the vehicle so licensed.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the County jail for a term not exceeding 30 days, or both, in the

discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

2: That section 483 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 483: No person, firm or corporation shall mutilate, disfigure, loan or sell or otherwise dispose of any plate or plates so furnished as aforesaid.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

3: That section 485 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 485: No person, firm or corporation shall play upon or use for the purpose of making music any instrument called or commonly known as a "hand organ," on the streets, avenues or public places in this City, without having first procured a license for that purpose. All such licensees shall be called "organ grinders" and licensed as such.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such vio-

lation continues shall constitute a separate and distinct offense.

4: That osection 487 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 487: It shall be unlawful for any person, firm or corporation playing a hand organ or any other musical instrument to employ or use, for the purpose of collecting or soliciting money for such playing, any female child under the age of eighteen years, or any male child under the age of fourteen years.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

5: That section 488 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 488: Every person, firm or corporation licensed as a hawker or a peddler shall, when his license is granted, obtain from the City Clerk. who is hereby directed to furnish the same, a suitable badge or shield. Every person licensed as aforesaid shall, while engaged in his business as a hawker or a peddler, expose his badge or shield to public view, by wearing the same upon some conspicuous place upon his person.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction

thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

6: That Section 489 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 489: All licensed venders, hawkers or peddlers who shall sell kindling wood or charcoal within this City, shall sell the same only by standard dry measure. Said measure or measures used in said business shall be sealed and marked by the Superintendent of Weights and Measures, whose duty it shall be to so mark and seal the same.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

7: That section 490 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 490: Any person, firm or corporation who shall pursue or carry on the business or occupation of cartman, hawker, junkman, owner or driver of any car, truck or vehicle used for the transportation of baggage, merchandise, goods and articles of any kind within the limits of this City shall first procure a license therefor, as provided by this Ordinance.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

8: That section 492 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows: ,

SECTION 492: Any person, firm or corporation who shall use a push cart, carry any bag, basket or other thing used in the collection of rags, paper and other articles commonly known as junk, or engaged in the collecting of such rags, paper and other articles shall first obtain a license for such purpose, as required by this Ordinance.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

9: That section 493 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 493: Any person, firm or corporation within the City engaged in the business of buying, selling, or collecting old rope, old iron, brass, tin, copper, lead, steel, rags, glass, paper and any other material commonly known as junk, and using in said busi-

ness a wagon or truck, and not having a permanent and fixed place of business, shall first obtain a license for that purpose, as required by this Ordinance.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

10: That section 497 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 497: No person, firm or corporation shall hire out, keep or use for hire, or wages, or cause to be kept or used for hire or wages, any cart, wagon, truck, dray or other carriage or vehicle, for the transportation of merchandise, goods or articles of any description, within the City of Newark, without first being licensed by the Director of the Department of Public Safety, as hereinbefore provided.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

11: That section 523 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 523: No person, firm or corporation operating or conducting a junkshop shall receive in the line of his business, any article or thing, by way of pledge or pawn; nor shall he loan or advance any sum of money on the security of any such article or thing.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

12: That section 524 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 524: No person, firm or corporation operating or conducting a junkshop shall receive or purchase any goods, article or thing whatsoever, from any minor, apprentice, or servant.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

13: That section 525 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

SECTION 525: No person, firm or corporation operating or conducting

a junkshop shall receive or purchase, in the way of his business, any goods, articles or thing whatsoever, from any person or persons whomsoever, between the setting of the sun and hour of seven o'clock in the morning.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

14: That section 530 of the Revised Ordinances of the City of Newark (Revision of 1913), be amended to read as follows:

SECTION 530: No person, firm or corporation shall use, exercise or carry on the business or trade of a keeper of a junkshop without being licensed for that purpose by the Director of the Department of Public Safety as aforesaid, or shall carry on any such business at any other house or place than the one designated in such license, or shall continue to carry on such business after such license has been revoked.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

15: That section 531 of the Revised Ordinances of the City of Newark

(Revision of 1913), be amended to read as follows:

SECTION 531: Every person, firm or corporation operating or conducting a junkshop, licensed as aforesaid, shall have and keep a sign on the outside and in front of his shop, or other place used by him for carrying on such business, on which shall be plainly set forth in conspicuous letters his name and his licensed business.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

16: That section 533 of the Revised Ordinances of the City of Newark (Revision of 1913), be amended to read as follows:

SECTION 533: If any goods, article or thing shall be advertised in any daily newspaper printed and published in the City of Newark, as having been lost or stolen, and if the said goods, article or thing, or any such answering to the description of the goods, article or thing so advertised, or any part or portion thereof, shall then be or thereafter come into the possession of any keeper of a junkshop, he or she shall forthwith, give information thereof in writing, at the office of the Chief of Police, and shall also state from whom the same were received.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a

sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

17: That section 534 of the Revised Ordinances of the City of Newark (Revision of 1913), be amended to read as follows:

SECTION 534: Every person, firm or corporation operating or conducting a junkshop who shall receive or be in possession of any goods, articles or things, which may have been lost or stolen, or alleged or supposed to have been lost or stolen, shall forthwith, on a demand to view the same, exhibit the same to the Director of the Department of Public Safety, Chief of Police, or any Police Justice or any judge of any Criminal Court or any policeman who may be authorized by any of the above mentioned officers or magistrates, to make such demand.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

18: That section 571 of the Revised Ordinances of the City of Newark (Revision of 1913), be amended to read as follows:

SECTION 571: Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a

term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

19: That section 573 of the Revised Ordinances of the City of Newark (Revision of 1913), be amended to read as follows:

SECTION 573: No person, firm or corporation shall show forth or exhibit, or cause to be shown forth or exhibited, in any place whatever, in the City of Newark, for any price, gain or reward, any beast or animal, or menagerie or collection of beasts or animals, or any such like shows or exhibitions, or roller skating, or any circus, or any curiosity or curiosities of nature or art, or any motion pictures or photographic representations, or any shows or exhibitions of any kind whatsoever, without first having obtained a permit for that purpose, as hereinafter mentioned.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

20: That section 575 of the Revised Ordinances of the City of Newark (Revision of 1913), be amended to read as follows:

SECTION 575: No person, firm or corporation, owner, occupant, or other person or persons having the possession or care of any house or other building or room, or any lot of land or premises, within the City of New-

ark, shall suffer or permit any interlude, farce or play of any kind, or any concert of music, either vocal or instrumental, or both, or any such like performance, or any dancing of any kind whatsoever, or any game or games, trick or tricks, juggling, slight-of-hand, bear baiting or bull baiting, roller skating, or any feats of uncommon dexterity and agility of body, or any such like shows or exhibitions, to be shown forth, exhibited, acted, represented or performed, for any price, gain or reward, or to suffer or permit any beast or animal, or menagerie or collection of beasts or animals, or any such like shows or exhibitions, merry-go-rounds, or any circus, or any curiosity or curiosities of nature or art, or any shows or exhibitions of any kind whatsoever, to be shown forth or exhibited for any gain, price or reward, in or upon his, her or their said house or other building or room, or lot of land or premises, without a permit, in writing, for that purpose first had and obtained in the manner prescribed in these ordinances.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for each offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

21: That section 580 of the Revised Ordinances of the City of Newark (Revision of 1913), be amended to read as follows:

SECTION 580: No person, firm or corporation obtaining a permit as aforesaid, shall violate, or suffer or allow to be violated, any of the con-

ditions and restrictions contained in such permit, or who shall suffer or permit his, her or their place of exhibition or amusement to become disorderly.

Any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be fined for such offense a sum not exceeding \$10.00, or be imprisoned in the county jail for a term not exceeding 30 days, or both, in the discretion of the Court. Each day that such violation continues shall constitute a separate and distinct offense.

22: All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

23: This ordinance shall take effect upon passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that November 6th, 1940, at 11 a. m. standard time, or as soon thereafter, as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance concernin alcoholic beverages.

WHEREAS, the Secretary of Agriculture of the United States of America, pursuant to the authority vested in him by law, has promulgated certain regulations for the purpose of encouraging the consumption of surplus aricultural commodities by means of the Food Stamp Plan administered by the Surplus Marketin Administration and the distribution of orange and blue food stamps in the manner prescribed by the regulations; and

WHEREAS, the regulations define "food" as commodities sold in retail food stores for internal human consumption, not on the premises, but exclusive of wines, liuors, beers and other alcoholic beverages; and

WHEREAS, the Board of Commissioners has been requested by the Chairman of the Food Industries Commission to prohibit the exchanging of alcoholic beverages for food stamps;

NOW, THEREFORE,

The Board of Commissioners of the City of Newark do ordain:

1: No person shall, directly or indirectly, accept food stamps, either orange or blue stamps, or both, in exchange for alcoholic beverages.

2: Any person violating the provisions of this ordinance shall be sub-

ject, upon conviction, to a fine of not more than One Hundred Dollars (\$100.00) or imprisonment for not more than sixty (60) days, or both, in the discretion of the court.

3: All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 3: This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that November 6th, 1940, at 11 a. m., standard time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing for the VACATION OF ROANOKE AVENUE as the same is laid out 40 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said

vacation to extend from the easterly line of Hawkins Street to 425.76 feet easterly; and the VACATION OF ROANOKE PLACE as the same was opened 50 feet in width by map dedication and resolution adopted by the Board of Commissioners, March 13, 1928, said vacation to extend from the northerly line of Roanoke Avenue northerly thence easterly to the westerly line of Lentz Avenue; and the VACATION OF LENTZ AVENUE as the same was opened 50 feet in width by ordinance passed by the Board of Street and Water Commissioners and approved by the Mayor of the City of Newark, May 17, 1907, said vacation to extend from the southerly line of Horatio Street southerly to a point 18.63 feet north of the northerly line of Roanoke Avenue," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon the hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Commissioner Byrne: I move the public hearing be closed.

Mayor Ellenstein: Is there anyone else who would like to speak in opposition to the ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioned Franklin moved that the title of "An Ordinance providing for the VACATION OF ROANOKE AVENUE as the same is laid out 40

feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the easterly line of Hawkins Street to 425.76 feet easterly; and the VACATION OF ROANOKE PLACE AS the same was opened 50 feet in width by map dedication and resolution adopted by the Board of Commissioners, March 13, 1928, said vacation to extend from the northerly line of Roanoke Avenue northerly thence easterly to the westerly line of Lentz Avenue; and the VACATION OF LENTZ AVENUE as the same was opened 50 feet in width by ordinance passed by the Board of Street and Water Commissioners and approved by the Mayor of the City of Newark, May 17, 1907, said vacation to extend from the southerly line of Horatio Street southerly to a point 18.63 feet north of the northerly line of Roanoke Avenue," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the VACATION OF ROANOKE AVENUE as the same is laid out 40 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the easterly line of Hawkins Street to 425.76 feet easterly; and the VACATION OF ROANOKE PLACE AS the same was opened 50 feet in width by map dedication and resolution adopted by the Board of Commissioners, March 13, 1928, said vacation to extend from the northerly line of Roanoke Avenue

northerly thence easterly to the westerly line of Lentz Avenue; and the VACATION OF LENTZ AVENUE as the same was opened 50 feet in width by ordinance passed by the Board of Street and Water Commissioners and approved by the Mayor of the City of Newark, May 17, 1907, said vacation to extend from the southerly line of Horatio Street southerly to a point 18.63 feet north of the northerly line of Roanoke Avenue.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Commissioner Byrne: I move the public hearing be closed.

Mayor Ellenstein: Is there anyone else who would like to speak in opposition to the ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The Ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An ordinance to amend an Ordinance entitled an ordinance to amend an ordinance entitled Zoning Ordinance of the City of Newark," adopted January 8, 1930.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, that the sum of Fifty-six Thousand One Hundred Seventy-eight Dollars and Forty-nine Cents (\$56,178.49) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 98.62
Auditor's Office	28.60
Tax Board-Assessors Division	1,250.00
Tax Receiver-Counter Division	27.25
Personal Tax Arrears	31.75
Pension Funds-(Fire and Police Pension)	50,000.00
Sinking Fund Commission....	21.65
Fiscal Agent	1,651.33
Surety Bonds and Insurance	15.00
Reserve for Overpayment	
Tax Receiver	3,054.29
	<hr/>
	\$56,178.49

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Two Thousand Seven Hundred and Six Dollars (\$2,706.00) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payroll of the Temporary Building Enumerators, Tax Revaluation, W. P. A., Department of Revenue and Finance, from October 1st, 1940, to October 16th, 1940, as follows:

Tax Revaluation—W.P.A.....\$2,706.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Eighty-seven Thousand Two Hundred Twenty-five Dollars and Thirteen Cents (\$187,225.13) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Sinking Fund and Interest..\$187,225.13

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Three Hundred Forty-one Dollars and Twenty-five Cents (\$341.25) be and the same is hereby appropriated to the City Treasurer, same being the Supplementary Payrolls of the Auditor's Office and Treasurer's Office, from September 12th, 1940, to October 2nd, 1940, as per annexed certified list:

Reserve for Liabilities	
(Auditor's)	\$141.25
Treasurer's Office	200.00
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	\$341.25

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, that the sum of Four Thousand Four Hundred Seventy-two Dollars and Ninety-six Cents (\$4,472.96) be and the same is hereby appropriated to person named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Overpayment	
—Tax Receiver	\$4,472.96

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Two Hundred Seven Dollars and Seven Cents (\$207.07) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Division of Works Projects.....\$207.07

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Twenty-four Thousand Four Hundred

Thirty-one Dollars and Ninety-nine Cents (\$24,431.99) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from October 1st, 1940, to October 16th, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,799.67
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Addresso- graph Division	470.80
Tax Receiver—Bookkeeping and Billing Division.....	2,210.74
Tax Receiver—Counter Division	969.82
Personal Tax Arrears	1,443.09
Tax Board—Assessors Division	6,102.99
Tax Board—Surveyors Division	1,421.24
Tax Revaluation W.P.A.	208.33
Assessments for Local Im- provements	541.66
First District Court	1,190.82
Second District Court	1,115.80
Reserve for Liabilities (Auditing and Special Accounting)	720.00
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	\$24,431.99

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners M u r p h y , Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Two Thousand Nine Hundred Sixteen Dollars and Eighty-eight Cents (\$2,916.88) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board—Assessors Division	816.00
Tax Receiver—Addresso- graph Division	1,000.00
Reserve for Overpayment— Comptroller	213.44
Reserve for Overpayment— Tax Receiver	787.44
	<hr/>
	\$2,916.88

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners M u r p h y , Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Nine Thousand Nine Dollars and Thirty Cents (\$9,009.30) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years Taxes Granted by State Board of Tax Appeals.....	\$9,009.30
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Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners M u r p h y ,
Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Twenty-five Thousand Eight Hundred Eighty-five Dollars (\$25,885.00) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions — Prior Years
Taxes Granted by State
Board of Tax Appeals.....\$25,885.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners M u r p h y ,
Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:;

RESOLVED, that the sum of Two Hundred Twenty-one Thousand, Five Hundred Ninety-Four Dollars and One Cent ((\$221,594.01) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from October 1 to 16, 1940, incl., as follows:

Director's Office	\$ 395.83
License Division	835.40
Building Division	3,445.81
Electrical Division	2,009.48
First Criminal and Family Courts	1,104.16

Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	80,436.11
Police Division	132,040.13
	<hr/>
	\$221,594.01

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Four Hundred Ninety-Nine Dollars and Fifteen Cents (\$499.15) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

License Division	\$465.35
Municipal Board of Alcoholic Beverage Control	8.80
Police Courts	25.00
	<hr/>
	\$499.15

M. Ellenstein
Pearce R. Franklin
Jos M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the sum of Four Hundred Three Dollars and Six Cents (\$403.06) be and the same is hereby

appropriated to the City Treasurer, being the supplemental payroll of the Department of Public Works from January 1, 1940 to October, 1940, as follows:

Bureau of Health\$403.06

Pearce R. Franklin
Jos. M. Byrne Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of One Hundred Nine Thousand One Hundred Eighty-three Dollars and Twenty-four Cents (\$109,183.24) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of October, 1940, as follows:

Director's Office	\$ 1,640.82
City Hospital—WPA Project No. 5410-7	83.33
Bureau of Health	27,405.25
City Hospital	26,212.41
U. S. Health Sanitation Account	273.33
Convalescent Hospital	1,981.13
City Home	83.75
City Home (Camp Newark)	398.33
Public Baths	5,475.82
Public Baths (Hayes Park E. & W. Pool)	1,657.18
Newark City Alms House	2,989.04
Ivy Hill Power Plant	3,168.93
Outdoor Poor Department ..	1,678.31
Law Department	3,933.29
Board of Adjustment	470.00

Emergency Relief—Administration	30,341.56
WPA Projects Nos. 4259-7, 5053-7, 336-7	1,390.63
	<hr/>
	\$109,183.24

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Twenty-eight Thousand Eight Hundred Seventy-nine Dollars and Fifty-nine Cents (\$28,879.59) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 20.60
Law Department	10.50
Public Outing	7.87
Law Department	117.40
Law Department	150.00
Director's Office	107.41
Board of Adjustment	137.90
Armistice Day Celebration..	50.00
Public Outing (Camp Newark)	219.63
Public Baths	4,147.71
U. S. Health Sanitation Account	206.86
Public Health	7,656.92
Public Health	497.92
Newark City Home (Camp Newark)	3,665.16
Emergency Relief—Administration	3,794.65
Emergency Relief—Administration	1,996.43

Emergency Relief—	
Administration	35.71
Emergency Relief—	
Administration	15.51
WPA Account —Project	
Nos. 336-7, 6693-7	62.08
WPA Account—Project	
Nos. 6693-7, 7733-0, .	
165-1-22-77, 6722 0-A52	3,816.22
WPA Account—Project	
Nos. 165-1-22-77, 7733-0....	50.00
Bureau of Health (WPA	
Cod Liver Oil Proj.)	1,000.00
Bureau of Health (Venereal	
Disease—WPA Proj. No.	
7110-O-B-15	626.23
Bureau of Health (Dental	
WPA Proj. No.	
7211-O-A-9)	32.09
Bureau of Health (Diph	-
theria Proj. No.	
7213-O-D-17)	350.00
Outdoor Poor Department....	34.64
Outdoor Poor Department ..	70.15

\$28,879.59

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Nine Thousand Two Hundred Fourteen Dollars and Ninety-nine Cents (\$9,214.99) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the

Department of Parks and Public Property as follows:

Central Purchase	\$ 119.27
Director's Office	12.00
Maintenance of Dog Pound....	625.00
Printing and Stationery—	
Miscellaneous Adv.	59.10
Printing and Stationery	
Dedicated Revenue	1,961.62
Public Buildings	5,540.58
Public Buildings—City-owned	
Property	9.78
Smoke Abatement	10.00
Weights and Measures	41.00
WPA Project No. 119-0-99.....	156.56
WPA Project No. 7070-0.....	33.75
WPA Project No. 7206-7	35.00
Shade Tree	228.36
WPA Project No. 3-7-1137	
Reserve for 1939	40.25
Printing and Stationery.....	342.72
	<u>\$9,214.99</u>

Jos. M. Byrne Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Four Thousand, Five Hundred Eighty-one Dollars and Forty-seven Cents (\$4,581.47) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Central Purchase	\$ 42.38
Director's Office	20.40

Smoke Abatement	14.84
Weights and Measures	11.83
Shade Tree	91.22
WPA Project No. 3-7-1137—	
Reserve for 1939	4,400.80
	<hr/>
	\$4,581.47

Jos. M. Byrne Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Fourteen Thousand, Two Hundred Forty-two Dollars and Thirty-seven Cents (\$14,242.37) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from October 1st to October 16th, 1940 as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
WPA Project No. 7159-0	75.00
Public Buildings	8,416.00
Public Buildings—City	
Owned Property	228.26
Weights and Measures	550.66
Weights and Measures—Reserve for Dedicated Revenue	250.00
Printing and Stationery.....	185.00
Shade Tree	1,457.49
WPA Project No. 1485-7	208.33
Central Purchase	1,663.32
	<hr/>
	\$14,242.37

Jos. M. Byrne Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand Five Hundred Twenty-one Dollars and Sixty Cents (\$3,521.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 9th and October 12th, 1940 as follows:

Shade Tree	\$2,245.60
Public Buildings	1,276.00
	<hr/>
	\$3,521.60

Jos. M. Byrne Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the sum of Three Thousand, Five Hundred Thirty Dollars and Sixty Cents (\$3,530.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 16th and October 19th, 1940 as follows:

Shade Tree	\$2,242.60
Public Buildings	1,288.00
	<hr/>
	\$3,530.60

Jos. M. Byrne Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Nine-ty-eight Thousand, Twenty-six Dol-lars and Sixty-six Cents (\$98,026.66) be and the same hereby is appro-priated to the persons named, as per certified list attached, being the gross amount of bills contracted and charge-able to the Department of Public Af-fairs as follows:

Street Cleaning	\$ 1,969.89
Public Lighting	30,833.56
Water	6,723.89
Surveys	7.00
Airport Construction	75.00
Newark Museum	9,062.50
Free Library	48,354.17
Director's Office	35.67
Sewers	266.91
House Sewer Conn.	12.69
Elections (Special)	16.80
Streets	638.53
Elections	30.00
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	\$98,026.66

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne Jr.
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Thir-ty-five Thousand Four Hundred Forty Dollars and Sixty Cents (\$35,440.60) be and the same hereby is appro-priated to the persons named, as per certified list attached, being the gross amount of bills contracted and charge-able to the Department of Public Af-fairs as follows:

City Treasurer
 Weekly payroll, period ending Oct. 9, 1940:

Port Newark Operations	\$ 1,874.20
Bureau of Motors	1,164.11
Bureau of Streets	2,024.79
Bureau of Sewers	1,036.66
House Sewer Connections....	381.33
Bureau of Street Cleaning....	19,193.19
Street Construction	1,063.85
Bureau of Water	8,702.47
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	\$35,440.60

M. Ellenstein
 Pearce R. Franklin
 Jos M. Byrne Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of thir-ty-five Thousand Seven Hundred Forty-one Dollars and Sixty-seven Cents (\$35,741.67) be and the same hereby is appropriated to the persons named, as per certified list attached,

being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer	
Weekly Payroll, period ending	
October 16, 1940.	
Port Newark Operations	\$ 1,858.60
Bureau of Motors	1,141.20
Bureau of Streets	2,051.27
Bureau of Sewers	1,083.19
House Sewer Connections ..	332.03
Bureau of Street Cleaning....	19,282.00
Street Construction	1,252.34
Bureau of Water	8,741.04
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	\$35,741.67

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Fifteen Thousand Five Hundred Seven Dollars and Twenty-seven Cents (\$15,507.27) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$ 9,593.52
Airport Construction	75.00
Sewers	117.03
House Sewer Connections	20.15
Water	5,273.14
Newark Labor Relations	
Board	54.45
Streets	34.32

City Clerk (Reserve for	
Liabilities)	134.00
City Clerk	205.66

\$15,507.27

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Thirty-three Thousand Nine Hundred Fifty-six Dollars and Eighty-nine Cents (\$33,956.89) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA	
Propect No. 6926-7	\$ 256.00
Street Construction (WPA	
Project No. 6926-7)	627.18
Sewer Construction (WPA	
Project No. 6951-7)	927.81
Street Construction (WPA	
Project No. 6926-7)	21,505.78
Street Construction (WPA	
Project No. 6926-7)	5,687.53
Street Construction (WPA	
Project No. 6926-7)	106.35
Swimming Pool Construction	
(Boylan St.)	8.14
Swimming Pool Construction	
(Clifton Ave.)	868.70
Swimming Pool Construction	
(Boylan St.)	3,887.90
Swimming Pool Construction	
(Boylan St.)	67.50
Swimming Pool Construction	

(Clifton Ave.) 14.00
(WPA Project No. 6069-7)

\$33,956.89

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Sixteen Thousand Two Hundred Eighty-seven Dollars and Ninety-seven Cents (\$16,287.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$16,287.97

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Three Hundred Twenty-nine Dollars and Fifty-eight Cents (\$329.58) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$260.00
Streets 12.00
Street Cleaning 8.00
Newark Industrial Comm 10.00
Public Lighting 3.00
City Planning (WPA
Project No. 721E-0) 4.28
Toy Mending (WFA
Project No. 7050-0) 21.34
Street Construction (WPA
Project No. 6926-7) 10.96

\$329.58

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Thirty-five Thousand, Nine Hundred Sixty-three Dollars and Twenty-seven Cents (\$35,963.27) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction
(Boylan St. WFA
Project No. 6069-7)\$ 367.72
Swimming Pool Construction
(Clifton Ave. WPA
Project No. 6069-7) 584.75
Street Construction (WPA
Project No. 6926-7) 27,633.05
Street Construction (WPA
Project No. 6926-7) 2,084.88
Swimming Pool Construction
(Clifton Ave. WPA
Project No. 6069-7) 28.00

Sewer Construction (WPA Project No. 6951-7)	1,112.19
Sewer Construction (WPA Project No. 6951-7)	1,503.39
City Planning (WPA Project No. 7215-0)	29.38
Museum Extension (WPA Project No. 4510-O-A)	64.40
Household Training (WPA Project No. 5183-A)	61.80
Furniture and Metal Work WPA Project No. 5209-A..	217.64
City Wide Clerical (WPA Project No. 5218-26A)	84.98
Arts and Crafts (WPA Project No. 7070-0)	265.18
Shoe Repairer (WPA Project No. 258-3E-99)	613.99
Community Center (NYA Project No. 198-7)	179.08
Home Making (NYA Project No. 76-7)	122.26
Sewing Room (NYA Project No. A-10)	33.96
Toy Mending (WPA Project No. 7050-0)	890.37
Community Center (NYA Project No. 76-7)	86.25
	<hr/>
	\$35,963.27

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Fifty-three Thousand Five Hundred Thirty-one Dollars and Three Cents \$53,531.03) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer	
Semi-monthly payroll, period Oct. 1-Oct. 15, 1940, both incl.	
Director's Office	\$ 1,452.07
Port Newark Operations	2,052.07
Bureau of Lighting	432.50
Bureau of Streets	6,088.70
Sidewalks	216.66
House Sewer Connections	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning....	6,040.70
Bureau of Surveys	3,384.16
Engineering Division	1,348.73
Bureau of Motors	5,086.24
Bureau of Water	20,134.27
Street Cleaning—Reserve for Liabilities	200.00
Newark Labor Relations Board	390.00
Sewer Construction	832.91
Swimming Pool Projects	558.33
City Clerk	3,216.20
Elections	480.00
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	\$53,531.03

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The following communication was received and read:

B. J. VAN INGEN & CO., Inc.
Municipal Bonds
57 William Street
New York

October 21, 1940.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

We hereby request that the \$50,000 Water Bonds of the City of Newark, hereinafter described, be reconverted, at our expense, into coupon bonds as provided by law.

The bonds are dated March 15, 1929, payable March 15, 1945, bear interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 15th and September 15th, and consist of fifty bonds of the denomination of \$1,000 each, numbered from 951 to 1,000 inclusive.

The bonds are now registered in the name of "The Huntington National Bank of Columbus." We have purchased the bonds and the bonds have been assigned to us with a power of attorney which authorizes us to have the bonds transferred to us on the books of the City and to have the bonds reconverted into coupon bonds.

Very truly yours,
B. J. VAN INGEN & CO., Inc.

Ordered Filed.

Commissioner Murphy offered the following resolution:

WHEREAS, the City of Newark has heretofore issued \$50,000 Water Bonds, dated March 15, 1929, payable March 15, 1945, bearing interest at

the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 15th and September 15th, and consisting of fifty bonds of the denomination of \$1,000 each, numbered from 951 to 1,000, inclusive; and

WHEREAS, each of said bonds was issued in coupon form, in accordance with an ordinance or resolution adopted prior to the issuance of said bonds, and each such bond has been converted into a fully registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and each of said bonds is now registered in the name of "The Huntington National Bank of Columbus," and said registered holder has, through its duly authorized attorneys, B. J. Van Ingen & Co., Inc., presented to the Board of Commissioners a written request that said bonds be reconverted as hereinafter provided, and the Board of Commissioners desires to grant such request:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark as follows:

Section 1. The Mayor, Director of the Department of Revenue and Finance and City Clerk, now in office, are hereby authorized and directed to cause to be prepared new bonds of the same form and tenor as said outstanding \$50,000 Water Bonds, and new coupons for the unmatured interest on said bonds, of the same form and tenor as those attached to said bonds when they were issued, and to attach such new coupons to said new bonds, and to execute and sign and seal said bonds; provided, however,

each of said new bonds shall recite on its face that it has been reissued pursuant to this resolution in exchange for a bond of the same form and tenor originally issued as a coupon bond and thereafter converted into a fully registered bond, and each of said new coupons shall be authenticated by the facsimile signature of said Director of the Department of Revenue and Finance.

Section 2. The City Comptroller is hereby authorized and directed to issue said new bonds in exchange for said outstanding registered bonds pursuant to Section 40:1-57 of the Local Bond Law, and to cancel said outstanding registered bonds.

Section 3. The reconversion of said bonds shall be entirely at the expense of said registered holder. Said City of Newark hereby consents to the reconversion of said bonds in accordance with the provisions of this resolution.

Section 4. The new bonds issued pursuant to this resolution shall be numbered and mature in the same manner and shall bear the same date and be of the same denominations and bear the same rate of interest as said outstanding bonds.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS the Firemen's Insurance Company had been assessed for

1938 Personal Taxes amounting to \$229,473.17 and they paid balance of third and fourth quarters of same on December 10, 1938 with interest on same amounting to \$1,653.25;

WHEREAS they subsequently received a State Board Remission of \$76,834.91, which if same had been applied, the interest would have amounted to \$435.93, a difference of \$1,217.32;

WHEREAS the Law Department advises that the taxpayer is entitled to refund of interest paid on the remitted tax payments;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make refund of interest of \$1,217.32 paid by the taxpayer as aforesaid.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, Hahne & Company had been assessed for 1938 Real Estate taxes on property 74/84 Halsey Street, Block 51, Lots 14-17, amounting to \$119,600.00 and they paid balance on May 14, 1940 with interest of \$69.30;

WHEREAS they subsequently received a State Board Remission amounting to \$37,100., which if same had been applied, no interest would have been due;

WHEREAS the Law Department advises that the taxpayer is entitled to refund of interest on the remitted tax payments;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make refund of interest of \$69.30 paid by the taxpayer as aforesaid.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS the Commercial Casualty Insurance Company had been assessed for 1938 Personal Taxes amounting to \$55,736.24 and they paid balance of third and fourth quarters of same on December 10, 1938 with interest on same amounting to \$597.06:

WHEREAS they subsequently received a State Board Remission amounting to \$22,078.11, which if same had been applied the interest would have amounted to \$238.85, a difference of \$358.21;

WHEREAS the Law Department advises that the taxpayer is entitled to refund of interest paid on the remitted tax payments;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the Director of Department of Revenue and Finance

be and he is hereby authorized to make refund of interest of \$358.21 paid by the taxpayer as aforesaid.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS Anthony Simaitis is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938 Anthony Simaitis was the owner of record of premises known and designated as Block 3746, Lot 39, 150-152 Dayton Street, Newark, New Jersey, which was assessed at a valuation of \$1,200.00, tax \$54.60;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Anthony Simaitis be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 3746, Lot 39 150-152 Dayton Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS Samuel J. Wortzel is an honorably discharged veteran and is entitled to an annual exemption of \$200.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938 Samuel J. Wortzel was the owner of record of premises known and designated as Block 3700, Lot 39, 148 Goldsmith Avenue, Newark, New Jersey, which was assessed at a valuation of \$7,200.00, tax \$327.60;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Samuel J. Wortzel be granted exemption of \$200.00, tax \$9.10 for 1939 from the assessed valuation on his property known as Block 3700, Lot 39, 148 Goldsmith Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS: on November 16, 1939, judgment was entered in favor of Fannie Ackerman, against the City of Newark, in the East Orange District Court, for \$200, plus costs amounting to \$17.50, total \$217.50; and,

WHEREAS, on January 6, 1940, an execution was issued by said Fannie Ackerman against the city, out of the East Orange District Court, with instructions that said levy be made upon Essex County Board of Taxation, as provided for by R. S. 1937, 54:4-5, which execution was duly served on January 10, 1940, as appears by the records of said Essex County Tax Board, which execution was in the total sum of \$200 plus \$42.25 costs, total \$242.25; and,

WHEREAS the attorney of said Fannie Ackerman is about to apply for a writ of mandamus to force the City of Newark to pay said judgment and costs;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the aforesaid judgment obtained by Fannie Ackerman v. The City of Newark, now amounting to \$242.25, rendered by the East Orange District Court on November 16, 1939, be and the same is hereby ordered paid and satisfied; and the proper officers of the City of Newark are hereby authorized and directed to pay said judgment and costs to said Fannie Ackerman and/or Herbert A. Kuvin, her attorney, upon receipt of proper Satisfaction of Judgment and such other legal instruments, as, in the judgment of the Law Department, may be necessary, the same to be paid from the Contingent Fund Appropriation, in 1940 Budget.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, by a resolution dated Sept. 25, 1940, No. 8550 the Board of Commissioners authorized the Director of the Department of Parks and Public Property to execute a lease with Louis J. Miller, for premises at No. 114 to No. 126 Walnut Street, Newark; and

WHEREAS, the said lease has been executed on the 11th day of October, 1940, to commence October 15th, for a period of three years, with option to purchase at \$7,500.00; and,

WHEREAS, Louis J. Miller desires to assign said lease to the Charles Realty Company, Inc., a corporation, which company will provide a surety company bond in the sum of \$5,000.00 to protect the City against mechanics' liens claims, and a policy of public liability insurance in amounts of \$10,000.00 and \$20,000.00 as in the lease provided, and bind itself to do all things to be done under the terms of said lease; and,

WHEREAS, the said Director of the Department of Parks and Public Property recommends that the City consent to the assignment;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the consent of the City is hereby given, on condition that the Charles Realty Company, Inc. shall do all things required to be done, and keep and faithfully perform the conditions of the lease.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, the City is the occupant of premises at 86-94 Broadway, Newark, used as "An Office for Relief Administration," having entered into possession under a lease dated June 25, 1938, to commence July 1, 1938, and terminate September 30, 1940; and,

WHEREAS, the City desires to continue occupancy under a renewal of the lease for a period of one year, from October 1, 1940, to terminate September 30, 1941; and

WHEREAS, the Director of the Department of Public Works recommends the renewal on same conditions, at a rental of \$1,560.00 per annum, which is an increase of \$120.00 per annum over the lease expired;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to execute a renewal of the aforesaid lease, upon terms stated, at annual rental of \$1,560.00, subject to approval as to form by Law Department.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Reinforced Concrete Pipe, for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Toilet Tissue and Paper Towels for all Departments, excepting Revenue and Finance, and Leather and Findings for the Department of Public Works.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Manhole Heads and Covers, and for Retreading Tires, all for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that sealed proposals received by the Department of Central Purchase on October 21, 1940, for removing present counter and installing five new slide-in door safes in the City Clerk's Office, be and the same are hereby rejected, for the purpose of revising the specifications, therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said Safes.

BIDS to be received on such date and at such times as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8548 dated September 25, 1940, the Director of the Department of Public Works publicly solicited, received and opened bids for the furnishing of labor and materials necessary for the removal of Stamp Issuing Office for the Centre Market Building on Mulberry Street, Newark, to the ground floor of building located at 138 Washington Street, Newark, N. J.,

WHEREAS, the Pellecchia Construction Company has bid the sum of Three Thousand Nine Hundred Dollars (\$3,900.00) for the said work, which proposal has been accepted as the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the proposal of said Pellecchia Construction Company be and the same is hereby accepted and the contract awarded to the Pellecchia Construction Company, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City

of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Board of Commissioners authorized the Director of the Department of Parks and Public Property to advertise for bids for the demolition of buildings at 42-48 Franklin Street, in connection with the remodelling and alteration of the buildings for a police garage—WPA Project No. 3-7-927; and,

WHEREAS, the said Director did advertise and receive bids on October 10, 1940, and Joseph Honixfeld is deemed the lowest responsible bidder, for the total amount of \$644.00, to be paid by the City of Newark as follows:

City to pay \$118.00 for the partial demolition of 42-44 Franklin Street; \$372.00 for 46 Franklin Street; and \$154.00 for 48 Franklin Street;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with the said Joseph Honixfeld; conditioned, that the contractor at his own cost and expense conform to all requirements of the

State laws and City ordinances governing work of such nature, and also to conform to the State laws and City ordinances concerning the prevailing wage scale for workers on the 8-hour day.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8607, dated October 2, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

P. H. RYAN, Inc., Newark, N. J.
(Public Affairs)

Approximately 665 bags Old Oats, 75lb ea., No. 2 Min. 36 lb. to bu @ \$1.18 bag.

Approx. 36 bags Domestic Bran, pure, 100 lb. each, @ \$1.55 bag.

Approx. 36 tons No. 1 Timothy Hay, old, large bales, \$22.00 ton.

Approx. 1 ton Long Rye Straw, large bales, \$22.00 ton.

Approx. 20 tons Chamberlin's Special Feed with corn, \$46.00 ton.

Approx. 8 bags Chamberlin's Special Feed with corn, \$2.30 bag.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8450, dated September 11, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as de-

terminated by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

THE AHRENS FOX FIRE ENGINE
CORPORATION, Cincinnati, Ohio.

One (1) or more of any or all Repair Parts for Ahrens-Fox Fire Fighting Equipment—as shown on established price list.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8551, dated September 25, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are

awarded as follows, being the lowest responsible and formal binder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Meats and Poultry for the various institutions in the Department of Public Works, for the period of two (2) months from November 1, 1940 to December 31, 1940, inclusive, in the approximate amounts set opposite their respective names—unit prices on list in the Department of Central Purchase:

John Gialanella	Approx. \$2,884.49
Fred Horns	Approx. \$6,019.51
Ideal Packing Co.	Approx. \$5,576.79
Lair & Brydon	Approx. \$2,768.47
Palumbo & Cicalese	Approx. \$2,336.27

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for the following material and work on Elevator No. 1, City Hall, to wit:

Furnishing and installing new Thermoid brake shoe lining;

Knocking down brake and cores, pin sleeves and moving parts where friction takes place;

Adjusting brake electrically and mechanically to operate properly and hold duty load;

Checking resistance to see if proper amount of resistance in brake circuits is present;

Making sure that face of brake shieve is not touched up from present rivets;

and did receive an estimate from Otis Elevator Company of Sixty-two Dollars (\$62.00), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly, subject to the requirements of all state laws and city ordinances governing municipal contracts.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit informal bids for binding Five Volumes of Certified Lists,

and did receive an estimate from Enderlin & Son of Three Dollars and Eighty-five Cents for each volume, or a total of Nineteen Dollars and Twenty-five Cents (\$19.25), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly, subject to the requirements of all state laws and city ordinances governing municipal contracts.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8552, dated September 25, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount

of their bid being as follows and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

CARL W. BUSH COMPANY,
Newark, N. J.

(Public Safety)

One (1) or more Motorcycles and
Sidecars @ \$657.48 each,

One (1) or more Motorcycles, Special
High Speed Solo @ \$526.75 each,

One (1) or more Solo Motorcycles,
@ \$511.52 each.

ALLOWANCES:

Motorcycles

The following 1937 Models: UH-6626,
UH-6414, UH-6622, UH-6623, UH-
6624, UH-6625, UH-6627, UH-6628,
UH-6629, UH-6642, UH-6551, UH-
6562, UH-6576 @ \$100.00 each.

Sidecars—1937 Models: LE-2104, LE-
2106, LE-2107, LE-2108, LE-2109,
LE-2110, LE-2112, LE-2113, LE-
3111 @ \$25.00 each.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8648, dated October 9, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

JOHN P. CALLAGHAN, INC.,
Harrison, N. J.

(Public Affairs)

Approx. 2,000 cu. yds Grade A Broken
Stone Aggregate, Section 417, Bu-
reau of Streets, Standard Specifica-
tions, truck delivery as ordered and
directed @ \$1.53 cu. yd.

HARRISON SUPPLY COMPANY,
East Newark, N. J.

(Public Affairs)

Approx. 300 cu. yds. Grade I Broken
Stone Aggregate, truck delivery to
various streets, @ \$1.80 cu. yd.

Approx. 300 cu. yds. Grade J Broken Stone Aggregate, Section 417, Bureau of Streets, Standard specifications, truck delivery to various streets, \$2.35 cu. yd.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property solicited informal bids to

"Furnish and install two (2) Coal Chutes on boiler No. 1, these chutes to be 20 feet long, 12 inches in diameter and the material to be $\frac{1}{4}$ " copperized steel with seams welded. For Boiler Room of City Hall Power Plant."

and

WHEREAS, McCabe Boiler Corporation bid at two hundred and forty dollars (\$240.00) is the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director be and he is hereby authorized to contract with McCabe Boiler Corporation for the said work at two hundred and forty dollars (\$240.00), subject to requirements of the law governing hours and wages of persons employed in doing such work.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his department all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

The items submitted herein have been audited by the Auditing Department and appear on regular certified list of bills submitted for approval. The purpose of this resolution is for departmental record, and constitutes a duplication.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property be and the same are hereby approved:

Central Purchase—

City Treasurer—Postage\$ 78.18

Insurance Fund Commission—

Bond 14.79

Jersey Central Garage—

Storage, etc. 8.00

Remington Rand, Inc.—Repairs

to Line-A-Time 8.50

U. S. Dept. of Agriculture— Inspection of Butter	2.05	Smoke Abatement	
Director's Office—		City Treasurer—Postage	10.00
City Treasurer—Postage	12.00	Weights and Measures—	
Printing and Stationery—		City Treasurer—Postage	6.00
Miscellaneous Advertising—		Superior Garage of Newark, Inc—Storage, etc.	35.00
Newark Evening News— Miscellaneous Advertising....	44.22	W.P.A. Project No. 119-0-99—	
Newark Star Ledger— Miscellaneous Advertising	14.83	Tube Garage, Inc.— Reim- bursement for Gas and Elec- tric	31.56
Printing and Stationery—		W.P.A. Project No. 7206-7—	
Dedicated Revenue—		City Treasurer—Postage	35.00
Burroughs Adding Machine Co.—Adjusting Machine	3.50	Shade Tree—	
Monroe Calculating Machine Co.—Machine Repairs	2.45	Carl Bannwart—Incidentals	3.35
Underwood Elliott Fisher Co. —Typewriter Repairs	25.75	City Treasurer—Postage	5.00
Public Buildings—		Commonwealth Water Co.— Water at Nursery	8.63
Max S. Kotler—Locks & Keys	3.25	Cornelius J. Cronir.— Transportation and Calls.....	5.00
N. J. Bell Telephone Co.— Switchboard	770.68	Wm. C. Hicks— Transportation and Calls	5.00
N. J. Bell Telephone Co.— Direct Wires	152.92	M. Lakind—Glass Replace- ment	1.75
N. J. Commission for the Blind —Furniture Repairs	20.50	Walter R. MacPherson— Transportation and Calls	5.00
Walther Sign Co.—Lettering Door	3.50	Newark Saw Works—Saws Filed and Set	9.50
Public Buildings—		Newark Typewriter Repair Shop—Typewriters Repaired	18.15
City Owned Property—		Solomon Newbart — Trans- portation and Telephone Calls	5.00
Dept. of Public Affairs— Water Rent	9.78		

N. J. Bell Telephone Co.—
 Telephone at Nursery 5.00

Public Service Electric & Gas
 Co.—Electric 19.44

Sterling Motors Corp.—Repairs
 to Truck 4.48

Andrew J. Sweeney—
 Transportation and Calls 5.00

Patrick H. Tansey—
 Transportation and Calls 5.00

W.P.A. Project No. 3-7-1137—
 Reserve for 1939—

Johnson & Dealaman, Inc.—
 Repairing Gas Roller 26.50

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, the Board of Commissioners, with the consent of the Director of the Department of Revenue and Finance, and approved by the State Commissioners of Local Government, has heretofore authorized the expenditure of relief funds by the Director of the Department of Public Works, permitting the withdrawal of funds by the said Director of the Department of Public Works, as needed, for the year 1940; and,

WHEREAS, the said Director has

withdrawn the following sums, to wit:

\$226,554.48, as set forth in attached certified list No. 6-AF.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the expenditures made as set forth on aforesaid certified list, be and the same are hereby approved, subject to the audit of the Director of the Department of Revenue and Finance.

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the title of Physical Training Instructor, at a salary of \$1,980 per annum, be and the same is hereby created in the Bureau of Baths, Department of Public Works, effective October 16, 1940.

The creation of this title is for the purpose of taking care of August Pfeifer who had the same title at the City Home and who has been certified to the Department of Public Works for a similar position. August Pfeifer is still on the City Home payroll and is to be transferred to the Bureau of Baths.

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Murphy,
Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of October, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Frank Veix, Painter, who was suspended for absence without leave, reinstated as of October 16th, 1940.

Daniel Ryan, Cleaner, who was suspended for absence without leave, reinstated as of October 16th, 1940.

William O'Shea, General Carpenter, who was suspended for absence without leave, reinstated as of October 16th, 1940.

Marguerite Dow-Dell, temporarily appointed Telephone Operator for a period of one week, effective October 14th, 1940, at a salary of \$20.00 per week.

Miss Dow-Dell was appointed for vacation relief work.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That Gerard H. Montanino, Charles R. Schwahl and Harold Goldstein, who have been certified as eligible by the Civil Service Commission, be and they are hereby appointed to the position of Clerk in the City Clerk's Department of the Department of Public Affairs at an annual salary of \$960 per annum, payable semi-monthly as other salaries are paid, effective November 1st, 1940.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of October, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

William J. Meyler, temporarily appointed Stationary Fireman, at a salary of \$3,000.00 per annum, effective October 19th, 1940.

Charles Harroun, temporary Stationary Fireman, services terminated October 16th, 1940

Agnes Purcell, temporarily appointed Cleaner, effective October 17th, 1940, for a period of two weeks, at a salary of \$4.00 per day.

Marguerite Dow-Dell, temporarily appointed Telephone Operator, effective October 21st, 1940, at a salary of \$20.00 per week. Miss Dow-Dell is being appointed for relief work during the illness of Anne Judson, Telephone Operator, who is being paid during her absence.

Benjamin Bonack, temporarily appointed Stationary Fireman at a salary of \$3,000.00 per annum, for two days, effective October 21st, and 22nd, 1940.

Reuben W. Reeson, temporarily appointed Stationary Fireman, at a salary of \$3,000.00 per annum, effective October 23rd, 1940.

Messrs. Bonack and Reeson have been appointed for relief work during the illness of Joseph Gallery, Fireman, who is being paid during his absence.

CENTRAL PURCHASE

Thomas Celentano, Laborer, at a salary of \$1,500.00 per annum, services terminated October 16th, 1940, and he is hereby appointed permanently to the position of Storeroom Helper at a salary of \$1,200.00 per annum, effective October 16th, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That Irving W. Drake, Clerk-Stenographer in the City Clerk Division of the Department of Public Affairs, be and he is hereby granted a leave of absence without pay from November 1st, 1940 to January 31st, 1941.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That Joseph E. Connolly, Assistant Chief Inspector, Food & Drug Division of the Bureau of Health, Department of Public Works, be and he is hereby authorized to attend the Forty-fourth Annual Conference of the Association of Food and Drug Officials of the United States to be held at New Orleans, Louisiana, from October 22nd to 25th, 1940, inclusive.

The expenses incurred by Mr. Connolly attending this conference are not to exceed the sum of One Hundred Twenty-five Dollars (\$125.00).

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration, Project Application No. 5259-Q-31 to provide employment for 318 persons to be taken from the relief rolls of the City to be employed upon a Traffic Count and Parking Study Survey Project in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$33,550.64 is contingent upon the expenditure of \$10,086.00 by the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$10,086.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein,

Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration, Project Application No. 4592-0 to provide employment for 211 persons to be taken from the relief rolls of the City to be employed upon a project to bind and repair books for the Newark Public Library, Newark Public Schools and other public institutions in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$126,096.60 is contingent upon the expenditure of \$42,720.00 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$42,720.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration, Project Application No. 5232-E-106 to provide employment for 56 persons to be taken from the relief rolls of the City to be employed upon a Vital Sta-

tistics Project in the City of Newark;
and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$14,407.60 is contingent upon the expenditure of \$2,710.00 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$2,710.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Vincent J. Murphy, Director of the Department of Revenue and Finance is causing to be filed with the Work Projects Administration, Project Application No 5236-7746-O to provide employment for 207 persons to be taken from the relief rolls of the City to be employed upon a project to Develop Education and Leisure Time Activities to Groups of Wage Earners in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting

to \$229,157.40 is contingent upon the expenditure of \$25,440.00 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to expend the sum of \$25,440.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Projects Administration, Project Application No. 7733-O-5256 to provide employment for 112 persons to be taken from the relief rolls of the City to be employed upon a food stamp, food and clothing distribution project in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$103,663.20 is contingent upon the expenditure of \$65,220.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of

the Department of Public Works be and he is hereby authorized to expend the sum of \$65,220.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Projects Administration, project Application No. 6693-7 to continue the employment of 151 persons to be retained from the relief rolls of the City to be employed upon the continuation of a cord wood cutting project in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$117,783.20 is contingent upon the expenditure of \$38,859.30 by the City of Newark.

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$38,859.30 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of D. Hurley & Sons, owner; for the construction of an addition to an iron foundry in a 3rd residence district; premises 67 Manufacturers Place;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark. that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

The following persons appeared and talked on the resolution: Mr. John J. Clancey, Mr. Louis J. Miller, Mrs. Mary Quine, Mrs. Margaret Tranca, Mrs. Mary Murrin, Mrs. Hilinski.

Commissioner Byrne: I will ask one week's delay on this; I would like to visit the property myself.

Mayor Ellenstein: All right. Is there a second to that?

Commissioner Murphy: I second the request.

The roll being called, the request was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mr. Clancy: May I understand, Mr. Mayor, if it be the fact when the matter come up next week, it having been presented and argued on both sides, and witnesses heard, that the matter of the extension is merely for the use of the Commissioners and the matter will be presented without further presentation.

Mayor Ellenstein: Yes, without any further presentation. There is no necessity of these folks coming down again.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Office the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur J. Brunner (Conrad Throm, owner); for the renewal of permit for automobile repair shop; premises 98-104 Maple Avenue (rear); such use to be limited to the period of two years ending August 22, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of New-

ark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors to this?

Mr. Rankin: You had a request to lay it over when it came up originally. On October 9 it was laid over to the 23rd.

Mayor Ellenstein: Where is this?

Mr. Rankin: It is an automobile repair shop. It has been there since 1934 and there have never been any objections on it.

Mayor Ellenstein: What is it, a renewal?

Mr. Rankin: Yes, sir, a renewal.

(Discussion out of hearing of reporter.)

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Murphy: What is the situation?

Mayor Ellenstein: It is apparently an automobile repair shop on Hansbury Avenue off Maple Avenue, and this is a renewal.

Commissioner Murphy: Are there any objectors?

Mr. Rankin: There were none before our Board, but when it came up here an objector asked to have it postponed.

The City Clerk: He was here and

told at the time it was postponed for two weeks.

Commissioner Byrne: I move it be deferred for one week, and let the City Clerk notify the gentleman who was here.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

October 15, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from terms of the Zoning Ordinance be allowed:

9-13 Fourteenth Avenue; Dave Lefand; in a 1st business district the construction and operation of gasoline station; same to be constructed and operated in conformity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years;

640-644 South Orange Avenue; Standard Oil Company of New Jersey, owner; in a 2nd business district and reconstruction of gasoline station and lubricatorium; same to be constructed and operated in con-

formity with the rules of this Board and in accordance with the plans filed with this Board; such use to be limited to the period of eight years;—(No objectors);

*State Highway No. 25 (239-275 Carnegie Avenue); Frank Acito, owner; renewal of permit for gasoline station; such use to be limited to the period of four years ending October 26, 1944;

*972-976 South Orange Avenue; Arthur M. Nelson; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 5, 1941;

*843-845 North Sixth Street and 9 Rose Avenue; Ralph Carbone; renewal of permit for coal business; on condition that no bagging of coal be done on or about these premises; such use to be limited to the period of one year ending October 25, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Filed, copy to be sent to each Commissioner and further action postponed, to October 30, 1940.

The City Clerk: I have a communication from the Board of Adjustment referring to us five matters, three of which are renewals and can be disposed of at this time, and on one there has been a request for a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these four cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Standard Oil Company of New Jersey, owner; for the reconstruction of gasoline station and lubritorium in a 2nd business district; premises 640-644 South Orange Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Frank Acito, owner; for the renewal of permit for gasoline station; premises State Highway No. 25 (239-275 Carnegie Avenue); such use to be limited to the period of four years ending October 26, 1944;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(Discussion out of hearing of the reporter.)

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur M. Nelson (Mrs. Jessie Voelbel, Executrix, owner); for the renewal of permit for automobile parking station; premises 972-976 South Orange Avenue; such use to be limited to the period of one year ending October 5th, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ralph Carbone (James Sullivan, owner); for the renewal of permit for coal business; premises 843-845 North Sixth Street and 9 Rose Avenue; on condition that no bagging of coal be done on or about these premises; such use to be limited to the period of one year ending October 25, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter referred by the Board of Adjustment will take the usual course and be heard one week from today.

The following communication was received and read:

"October 22, 1940.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*132-134 Bank Street; Tillio Zazali; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 17, 1941;

373-379 Raymond Boulevard; Roy MacKnight; construction and operation of gasoline station, including lubritorium; same to be constructed and operated in conformity with the rules of this Board, and in accordance with the revised plans showing pumps at least fifteen (15')

feet back from the street line; such use to be limited to the period of eight years; (no objectors);

*65-67 Washington Street; Nick Guiliano; reenwal of permit for automobile parking station; such use to be limited to the period of one year ending November 1, 1941.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

Filed, copy to be sent to each Commissioner and further action postponed to October 30, 1940.

The City Clerk: I have a communication under date of October 22 over the signature of Russell Rankin, Secretary of the Board of Adjustment, referring to us three matters, of which two are renewals and one request for a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these matters.

Commissioner Byrne: I move the rules be suspended.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the

City of Newark that the following structure or use be allowed:

Application of Tillio Zazzali (Estate of Bartolomes Zazzali, owner) for the renewal of a permit for an automobile parking station; premises 132-134 Bank Street; such use to be limited to the period of one year ending October 17, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Guiliano (E. H. Miller, Inc., owner) for the renewal of a permit for an automobile parking station; premises 65-67 Washington Street; such use to be limited to the period of one year ending November 1, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Roy MacKnight, owner, for the construction and

operation of a gasoline station, including lubritorium; premises 373-379 Raymond Boulevard; same to be constructed and operated in conformity with the rules of the Board of Adjustment, and in accordance with the revised plans showing pumps at least fifteen (15') feet back from the street line; such use to be limited to the period of eight years from date hereof;

AND the matter having been considered by this Board; ;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The usual resolutions introduced by Director Murphy will be considered as though they had been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

Roll Call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

Roll Call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but the usual two votes are declared not adopted.

We will now proceed to the presentation of candidates to fill the vacancy in the City Commission.

Commissioner Franklin: James Pellicchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellicchia, Jr. As many as are in favor

of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Any other presentations?

Commissioner Byrne: Mr. Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected. Are there any other presentations?

I present the name of Louise R. Mazzei.

As many as are in favor of Mr. Mezzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Gerald McLaughlin.

Mayor Ellenstein: Director Byrne presents the name of Gerald McLaughlin. As many as are in favor of Mr. McLaughlin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. McLaughlin having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Honorable Ferd Masucci.

Mayor Ellenstein: Director Byrne presents the name of Honorable Ferd Masucci. As many as are in favor of Mr. Masucci being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye, Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Masucci having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Fillippone. As many as are in favor of Dr. Ames Fillippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank

Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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The Board of Commissioners of
The City of Newark, New Jersey.

.....
City Clerk.

October 30, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at eleven A. M., standard time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to acquire by gift the premises situated on Broad Street, between Academy Street and Raymond Boulevard, known as "old Post Office Property," and stated today was the time fixed for a hearing thereon, the ordinance having been presented on information.

Commissioner Byrne: Mr. Mayor, I ask that be postponed for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-nine Thousand, Eight Hundred Eighty-eight Dollars and Forty-five Cents (\$29,888.45) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Auditor's Office	\$ 31.00
Tax Receiver—Addressograph Division	12.15
Tax Receiver—Counter Division	3.95
Personal Tax Arrears	120.64
Reserve for Liabilities—	
Foreclosure Costs	1.68
Comptroller's Office .....	.90
Director's Office	29.64
Tax Board—Assessors	
Division	717.00
Reserve for Overpayment—	
Tax Receiver	10,159.59
Remission—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	
(1938 Personal Tax)	18,811.90
	<hr/>
	\$ 29,888.45

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, One Hundred Eighty-seven Dollars and Ninety Cents (\$5,187.70) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	
Year 1939	\$ 5,118.75
Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals—	
Year 1938	69.15
	<hr/>
	\$ 5,187.90

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Four Hundred Fifty-seven Dollars and Twenty-eight Cents (\$457.28) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Remissions Prior Years	
Taxes Granted by State	
Board of Tax Appeals	\$457.28

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the sum of Four Thousand Four Hundred Forty-nine Dollars and eighty-one cents (\$4,449.81) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House..	\$ 3,746.70
Newark City Alms House..	355.83
(Reserve for Liabilities	
1939)	
U. S. Health Sanitation	
Account	155.23
Emergency Relief (W.P.A.	
Housekeeping Aid Pro-	
ject No. 6722-O-A52)	192.00
	<hr/>
	\$ 4,449.81

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Five

Hundred Sixteen Dollars and Eighty Cents (\$3,516.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 23rd and October 26th, 1940 as follows:

Shade Tree	\$ 2,198.80
Public Buildings	1,318.00
	<hr/>
	\$ 3,516.80

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Thirty-five Thousand Three Hundred Ninety-seven Dollars and Seventy-nine Cents (\$35,397.79) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Weekly Payroll,
Period Ending October 23rd, 1940.**

Port Newark Operations ..	\$ 1,808.20
Bureau of Motors	1,168.21
Bureau of Streets	2,067.16
Bureau of Sewers	1,099.70
House Sewer Connections..	343.43
Bureau of Street Cleaning	18,914.36
Street Construction	1,277.34
Bureau of Water	8,719.39
	<hr/>
	\$ 35,397.79

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-seven Dollars and Seventy-eight Cents (\$27.78) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Mayor's Office\$27.78

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand, Five Hundred Sixty-one Dollars and Four Cents (\$24,561.04) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Motors	\$ 9,279.97
City Clerk	30.00
Newspapers	27.53
Street Cleaning (Reserve for Liabilities)	14,571.00

Newark Labor Relations	
Board	32.88
Airport Construction	185.00
Care and Relief of In-	
digent Children	434.71
	<hr/>
	\$ 24,561.04

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Thousand, one Hundred Fifty-three Dollars and Seventy-six Cents (\$2,153.76) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction (WPA	
Project No. 6951-7)	\$ 737.81
Street Construction (WPA	
Project No. 6926-7)	1,015.95
Furniture and Metal Work	
(WPA Project No. 5209-	
A)	400.00
	<hr/>
	\$ 2,153.76

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the following bond be and the same is hereby approved as to sufficiency:

AUCTIONEER

Charles A. Bernstein, 335 15th Avenue.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Guisseppi Iannuzzelli is an honorably discharged veteran and is entitled to an annual exemption of \$400.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938 Guisseppi Iannuzzelli was the owner of record of premises known and designated as Block 531, Lot 30, 192 Garside Street, Newark, New Jersey, which was assessed at a valuation of \$2,800.00, Tax \$127.40;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Guisseppi Iannuzzelli be granted exemption of \$400.00, tax \$18.20 for 1939 from the assessed valuation on his property known as Block 531, Lot 30, 192 Garside Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, William J. Seylaz is an honorably discharged veteran and is entitled to an annual exemption of \$400.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, William J. Seylaz was the owner of record of premises known and designated as Block 2634, Lot 51, 738 South 15th Street, Newark, New Jersey, which was assessed at a valuation of \$3,800.00, tax \$172.90;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark, that the said William J. Seylaz be granted exemption of \$400.00 tax \$18.20 for 1939 from the assessed valuation on his property known as Block 2634, Lot 51, 738 South 15th Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, Joseph F. Cahill is an honorably discharged veteran and is entitled to an annual exemption of \$400.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Joseph F. Cahill was the owner of record of premises known and designated as Block 4214, Lot 36, 46 Cedar Avenue, Newark, New Jersey, which was assessed at a valuation of \$10,400.00, tax \$473.20;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the said Joseph F. Cahill be granted exemption of \$400.00, tax \$13.20 for 1939 from the assessed valuation on his property known as Block 4214, Lot 36, 46 Cedar Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

The following communication was received and read:

H. L. ALLEN & COMPANY
100 Broadway
New York

October 28, 1940.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

We hereby request that the \$20,000 Serial Funding Bonds of The City of Newark, hereinafter described, be reconverted, at our expense, into coupon bonds as provided by Law.

The bonds are dated February 1, 1935, payable February 1, 1950, bear interest at the rate of three and three-quarters per centum (3¾%) per annum, payable semi-annually on February 1st and August 1st, and consist of twenty bonds of the denomination of \$1,000 each, numbered from 9946 to 9965, inclusive.

The bonds are now registered in the name of "State Employees' Retirement System of New Jersey." We have purchased the bonds and the bonds have been assigned to us with a power of attorney which authorizes us to have the bonds transferred to us on the books of the City and to have the bonds reconverted into coupon bonds.

Very truly yours,
H. L. Allen & Company.
By Walter H. Stohl.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, The City of Newark has heretofore issued \$20,000 Serial Funding Bonds dated February 1, 1935, payable February 1, 1950, bearing interest at the rate of three and three-quarters per centum (3¾%) per annum, payable semi-annually on February 1st and August 1st, and consisting of twenty bonds of the denomination of \$1,000 each, numbered from 9946 to 9965, inclusive; and

WHEREAS, each of said bonds was

issued in coupon form in accordance with an ordinance or resolution adopted prior to the issuance of said bonds, and each such bond has been converted into a fully registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and each of said bonds is now registered in the name of "State Employees' Retirement System of New Jersey," and said registered holder has, through its duly authorized attorneys, H. L. Allen & Company, presented to the Board of Commissioners a written request that said bonds be reconverted as hereinafter provided, and the Board of Commissioner desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark as follows:

Section 1. The Mayor, Director of the Department of Revenue and Finance and City Clerk, now in office, are hereby authorized and directed to cause to be prepared new bonds of the same form and tenor as said outstanding \$20,000 Serial Funding Bonds, and new coupons for the unmatured interest on said bonds, of the same form and tenor as those attached to said bonds when they were issued, and to attach such new coupons to said new bonds, and to execute and sign and seal said bonds; provided, however, each of said new bonds shall recite on its face that it has been reissued pursuant to this resolution in exchange for a bond of the same form and tenor originally issued as a coupon bond and thereafter converted into a fully registered bond, and each of said new coupons shall be authenticated by the facsimile signature of said Director of

the Department of Revenue and Finance.

Section 2. The City Comptroller is hereby authorized and directed to issue said new bonds in exchange for said outstanding registered bonds pursuant to Section 40: 1-57 of the Local Bond Law, and to cancel said outstanding registered bonds.

Section 3. The reconversion of said bonds shall be entirely at the expense of said registered holder. Said City of Newark hereby consents to the reconversion of said bonds in accordance with the provisions of this resolution.

Section 4. The new bonds issued pursuant to this resolution shall be numbered and mature in the same manner and shall bear the same date and be of the same denominations and bear the same rate of interest as said outstanding bonds.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the south side of Orange Street east of Nesbitt Street, as indicated on map or plan numbered

3043-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of a Pole in Orange Street, near Nesbitt Street, Newark, N. J." dated October 22, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, BAKERS MUTUAL CO-OPERATIVE ASSOCIATION, INC., 106-108 Lillie Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on September 10, 1940, for a Plenary Retail Club License, and did deposit with the Clerk of the said Board the sum of One Hundred Twenty-four Dollars and Twenty-seven Cents (\$124.27) at the time of the filing of the said application; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on September 19th, 1940, did grant said license (No. CB-53) for the period of 1940-1941 to the said Bakers Mutual Co-Operative Association, Inc., and

WHEREAS, the said Bakers Mutual Co-Operative Association, Inc., is now entitled to a refund of Seven Dollars and Five Cents (\$7.05);

THEREFORE, BE IT RESOLVED,

by the Board of Commissioners of the City of Newark, that the said sum of Seven Dollars and Five Cents (\$7.05) be and the said sum is hereby ordered paid to the said Bakers Mutual Co-Operative Association, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Bakers Mutual Co-operative Association, Inc., the said sum of Seven Dollars and Five Cents (\$7.05).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, ST. JOSEPH'S CATHOLIC CLUB, 145 Hawkins Street, Newark, New Jersey, filed with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on September 10, 1940, for a Plenary Retail Club License, and did deposit with the Clerk of the said Board the sum of One Hundred and twenty-three dollars and eighty-six cents (\$123.86) at the time of the filing of the said application; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on September 26, 1940, did grant said license for the period of 1940-1941, to the said St. Joseph's Catholic Club, and

WHEREAS, the said St. Joseph's Catholic Club is now entitled to a refund of nine dollars and sixty-one cents (\$9.61).

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said sum of nine dollars and sixty-one cents (\$9.61) be and the said sum is hereby ordered paid to the said St. Joseph's Catholic Club, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said St. Joseph's Catholic Club, the said sum of nine dollars and sixty-one cents (\$9.61).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, SOCIETA PONTECORVO SAN GIOVANNI, 18 Goble Street, Newark, New Jersey, filed with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on September 10th, 1940, for a Plenary Retail Club License, and did deposit with the Clerk of the said Board the sum of One hundred fifteen dollars and seventy-nine cents (\$115.79) at the time of the filing of the said application; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on October 10th, 1940, denied said license to the said Societa Pontecorvo San Giovanni, for the period 1940-1941, and deducted ten per cent (10%) of said deposit for investigation fees; and

WHEREAS, the said Societa Pontecorvo San Giovanni is now entitled to

a refund of One hundred and four dollars and twenty-one cents (\$104.21);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of One hundred and four dollars and twenty-one cents (\$104.21), be and the same is hereby ordered paid to the said Societa Pontecorvo San Giovanni, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Societa Pontecorvo San Giovanni, the said sum of One hundred and four dollars and twenty-one cents (\$104.21).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did by authority of resolution No. 8279, adopted August 14, 1940, advertise for and received bids on September 3rd, 1940, for the sale of vacant land owned by the City of Newark, located at 10-12 Hunterdon Street, and the highest bidder was Mr. James V. Padula, whose bid was three hundred and fifteen dollars (\$315); and

WHEREAS, Mr. Padula had previously offered the sum of three hundred and fifty dollars (\$350) for the said property; and

WHEREAS he has agreed to pay the said sum of three hundred and fifty dollars (\$350);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to convey for and in behalf of the City of Newark the premises at 10-12 Hunterdon Street, for the sum of three hundred and fifty dollars (\$350) to be paid in cash, to James V. Padula, by Bargain and Sale Deed to be executed by the Director of the Department of Parks and Public Property, attested by the City Clerk, and approved as to form and substance by the Corporation Counsel.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering 16" Universal Type Cast Iron Pipe and Specials, Portland Cement and Sand for Concrete, for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8719, dated October 23, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

ARMORED CONCRETE CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 35 C. I. Manhole Frames and Covers 20 inches diameter @ \$21.00 each.

Approx. 24 C. I. Manhole Frames and Covers 24 inches diameter @ \$25.00 each.

Approx. 10 C. I. Manhole Frames and Covers 36 inches diameter @ \$49.90 each.

Approx. 100 C. I. Manhole Frames and Covers 10 inches deep @ \$23.50 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The G. Krueger Brewing Company of Newark, New Jersey, by agreement between The City of Newark and the said Company, occupies a space on the east end of the roof of the Center Market building, Newark, whereon it has a sign fifteen (15) feet in height and seventy-five (75) feet in length, and which agreement was entered into on the twenty-seventh day of November, 1937, for a period of one year from December 1, 1937, at an annual rental of One Thousand Eighty Dollars (\$1,080.00), payable in equal monthly installments of Ninety Dollars (\$90.00) each; and having been renewed yearly, and

WHEREAS, The said G. Krueger Brewing Company desires to enter into an agreement for a further period of one (1) year from December 1, 1940, at the same annual rental;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the City enter into an agreement with G. Krueger Brewing Company, a corporation of Newark, New Jersey, for the occu-

pancy of the east end of the roof of the Center Market Building, Newark, for the purpose of maintaining a sign fifteen (15) feet in height and seventy-five (75) feet in length, for a period of one year to commence on December 1, 1940, and to end at midnight November 30, 1941, at an annual rental of One Thousand Eighty Dollars (\$1,080.00); payable in equal monthly installments of Ninety Dollars (\$90.00) each, and on condition that the said G. Krueger Brewing Company carry public liability insurance policy in the sum of Ten Thousand Dollars (\$10,000.00) for any one person, and to property in the amount of Five Thousand Dollars (\$5,000.00), and deliver certificates of said insurance and evidence of the payment of premiums to the City, and providing further that upon thirty days written notice to the said G. Krueger Brewing Company, by the City, the agreement may be terminated anytime during the term of the lease, and that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement subject to the above conditions and according to the terms contained in the present agreement, the same to be approved by the Law Department before execution.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Robert Brown was giv-

en employment on September 6, 1900, as a cart driver, in the Bureau of Street Cleaning, and was employed as such until December 20, 1919, on which date his title was changed to stableman, and which latter position he has held since that time, and is presently holding; and

WHEREAS, the said Robert Brown has made application for a pension under Chapter 218, P. L. 1939, (R. S. 1937, 43: 12-1, as amended), wherein it is provided that:

"A person who has been continuously in the employ of any city for a period of twenty-five years and has reached the age of seventy years or who has been continuously in the employ of any city for a period of forty years and reached the age of sixty years, may retire or be retired at any time thereafter, on and after retirement he shall be paid by the city one-half of the amount he was receiving as salary from the city at the time of his retirement."

and,

WHEREAS, it appears that the said Robert Brown is now more than sixty-four years of age and has been continuously employed by the City of Newark since September 6, 1900,—a period of over forty years; and

WHEREAS, the said Robert Brown is receiving a salary of Thirty-one dollars (\$31.00) per week, and desires to retire, under the provisions of the law which provides for retirement of one who has reached the age of sixty years, and who has been employed continuously for a period of forty years;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the

City of Newark, that the application for a pension by Robert Brown, employee of the City of Newark, in the Bureau of Street Cleaning, in the capacity of stableman, be and the same is hereby granted, by virtue of the provisions of Chapter 218, P. L. 1939, (R. S. 1937, 43: 12-1), as amended), said pension to become effective as of October 31, 1940; and

BE IT FURTHER RESOLVED, That the Said Robert Brown be paid a pension of Fifteen dollars and fifty cents (\$15.50) per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following change appearing in the payroll of the Department of Parks and Public Property for the second half of October, 1940, be and the same is hereby approved, confirmed and ratified;

PUBLIC BUILDINGS

Reuben Reeson, temporary Stationary Fireman, services terminated effective October 24th, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, On October 23, 1940, the Board of Commissioners adopted a resolution, No. 8735 appointing, among others, one Harold Goldstein as Clerk in the office of the City Clerk, Department of Public Affairs; and,

WHEREAS, said Harold Goldstein has declined the appointment;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said appointment of Harold Goldstein be and the same is hereby rescinded as of the date of said resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, the National Youth Administration is desirous of establishing a center for the mechanical training of youth in classes of five hundred (500) between the ages of 17 and 25 years to be taken from the relief rolls of the City and has requested the City of Newark to provide a suitable location for the construction of said training center; and

WHEREAS, the City of Newark is

the owner of certain lands located on the easterly side of Route No. 25 which has been selected by the National Youth Administration as being well suited for the purpose of constructing the necessary buildings for the purpose aforesaid;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into a lease with the National Youth Administration, said lease to be subject to cancellation by the City of Newark or the National Youth Administration on thirty days notice in writing to the other at a rental of \$1.00 per month, such location shall be determined upon by said Director of the Department of Public Affairs and said lease to provide that the National Youth Administration is to erect and equip with the necessary training machinery a one-story building 40x140 feet with a wing 40x80 feet at an approximate cost of \$160,000.00 with the understanding that no expense or contribution is to be asked of the City of Newark with the exception of the use of the land hereinbefore described, the lease subject to such conditions and covenants as may be required by the Director of Public Affairs, and to approval as to form by the law department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein,

Director of the Department of Public Affairs, is filing project application No. 4592-O with the Work Projects Administration to provide employment for 211 persons to be taken from the relief rolls of the city to be employed upon a project to bind and repair books for the Newark Public Library, Newark Public Schools and other public institutions in the City of Newark; and

WHEREAS, in said project application the sum of \$12,000.00 is set up at the Sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, William C. Fiedler is the owner of the three-story brick building located at 101-103 Arlington Street in the City of Newark, in which building there is available approximately 6000 square feet of floor space which is well suited for the operation of said project, and has agreed to lease said space to the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with William C. Fiedler for the premises hereinbefore described for twelve months at a rental of \$150.00 per month, payable monthly, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the Work Project Administration a Project Application to provide employment for 49 persons to be taken from the relief rolls of the City to be employed upon an alteration project for the Hanover Street School, located at 15 Hanover Street, in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$5,054.69 is contingent upon the expenditure of \$4,000.53 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$4,000.53 for the purpose aforesaid, to be paid from the funds appropriated in the 1940 budget for the operation of Work Projects Administration Projects.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration, Project Application No. A-171 to provide part-time employment for 92 youths between 17 and 25 years of age to be taken from the relief rolls of the City to be employed upon a project to construct an extension to the Ninth Precinct Station located on Route No. 25, in the City of Newark; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$20,324.00 is contingent upon the expenditure of \$7,600.00 by the City of Newark.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$7,600.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration, Project Application No. A-173 to provide

part-time employment for 46 youths between 17 and 25 years of age to be taken from the relief rolls of the City to be employed upon a project to grade and landscape grounds surrounding the City Pistol Range, located on Route No. 25, in the City of Newark; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$4,696.00 is contingent upon the expenditure of \$1,000.00 by the City of Newark.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$1,000.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property is causing to be filed with the National Youth Administration Project Application No. A-170 to provide part-time employment for 64 youths between 17 and 25 years of age, to be taken from the

relief rolls of the City, upon a project located in City owned property at the corner of Jelliff and Eighteenth Avenues, in the City of Newark, to operate a State-wide N.Y.A. Garage Storage Project; this project will store and furnish the transportation facilities as required for all N.Y.A. Projects in operation throughout the State; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$18,021.00 is contingent upon the expenditure of \$1,850.00 by the City of Newark.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$1,850.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 Budget for the operation of National Youth Administration Projects.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the National Youth Administration project application No. A-172 to provide part time employment for 46 youths

between 17 and 25 years of age to be taken from the relief rolls of the City of Newark to be employed upon a drainage, grading, landscaping and fence project at the Newark City Cemetery in the City of Newark; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$4,096.00 is contingent upon the expenditure of \$1,500.00 by the City of Newark.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$1,500.00 for the purpose aforesaid, to be paid from funds appropriated in the 1940 budget for the operation of National Youth Administration Projects.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Vincent J. Murphy, Director of the Department of Revenue and Finance is filing project application No. 5236-7746-O with the Work Projects Administration to provide employment for 207 persons to be taken from the relief rolls of the City, to develop education and leisure time activities to groups of wage earners; and

WHEREAS, in said project application the sum of \$15,000.00 is set up as the Sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, The Eleventh Ward Building and Loan Association, is the owner of the building located at 487 Orange Street, in the City of Newark, in which building there is available offices, numbers 7, 8 and 10, containing approximately 900 square feet of floor space which is well suited for the operation of said project, and has agreed to lease said space to the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to enter into and execute a lease with the Eleventh Ward Building and Loan Association for the premises hereinbefore described for twelve months at a rental of \$75.00 per month, payable monthly, subject to such conditions and covenants as may be required by said Director of the Department of Revenue and Finance, and to approval as to form by the Law Department.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioness B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of D. Hurley & Sons, owner, for the construction of an addition to an iron foundry in a 3rd residence dis-

trict; premises 67 Manufacturers Place; and stated today was the time fixed for a further hearing.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

The following persons appeared and talked on the resolution: Mr. John Clancy, Joseph Zemel, Charles Zemel, Theodore Miller, Mr. Hurley, Robert J. Murphy.

The Clerk then read the resolution with the added conditions as follows:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of D. Hurley & Sons, owner; for the construction of an addition to an iron foundry in a 3rd residence district; premises 67 Manufacturers Place;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved, on condition that after the construction of the proposed building and before the operation of it, there will be cushioning of the hammers now in operation, together with those to come into existence, and that the representation is made that the noise and vibration will be less than it is now, and if it is not, that the permit will be revoked, the City Commission to determine wheth-

er or not the above conditions have been complied with.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: I will entertain a motion that the recommendation of the Adjustment Board be concurred in with the conditions as recited.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of Arthur J. Brenner for renewal of a permit for an automobile repair shop, 98-104 Maple Avenue, and stated that today was the time fixed for a further hearing.

The City Clerk: We notified the objectors to appear here today, at the request of the Board of Commissioners at the last meeting.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. E. W. Spector, 148 Hansbury Avenue; Yes.

The City Clerk: Is Mr. Liebowitz in the room?

Was the applicant on this notified?

Mr. Stanton: No. I think we only notified the objectors.

The City Clerk: You see, this is a

renewal case. Our office, Mr. Mayor failed to notify the applicant in this case, and because it is a renewal, it might be he assumes it will go through in the regular way as it has every year for the past several years. I wonder if we are doing an injustice to the applicant by not having him here.

Mayor Ellenstein: It would seem so. What are your objections? What is this?

The City Clerk: This is an application for renewal of a permit for an automobile repair shop.

Mayor Ellenstein: What are your objections?

Mr. Spector: Hansbury Avenue is a residential street all the way through, and though this property is listed as a Maple Avenue address, it still has its entrance on Hansbury avenue, and there is no other business property anywhere along Hansbury Avenue all the way from its beginning to its very end. And the property is very unsightly; it is across the way from a lot of one-family houses, and one who lives nearer to it than I do, Mr. Liebowitz, was supposed to be here and his objections would be registered. I suppose he could not get away on account of business, being detained at business.

Mayor Ellenstein: Suppose we defer it. When does this permit expire?

Mr. Spector: It has expired.

Mr. Rankin: August 22.

Mayor Ellenstein: Suppose the matter be deferred for two weeks. That will give Mr. Liebowitz a full opportunity. And the applicant, as in any other case, has a right to assume that

his permit would be renewed as it has been in prior years. So I think in all fairness to the applicant—

Mr. Spector: That is perfectly satisfactory to me. I would like, however, that all those people who are concerned within the radius—what is the radius?

Mayor Ellenstein: Two hundred feet.

Mr. Spector: Be notified of this particular meeting.

Mayor Ellenstein: They have been notified.

The City Clerk: They have been notified, and those who objected are of record.

Mayor Ellenstein: Didn't you enter your objection before the Board of Adjustment?

Mr. Spector: No, I did not.

Mayor Ellenstein: You were notified weren't you?

Mr. Spector: Yes, and I tried to be at that particular meeting too, and I was detained by business. And I made 'phone calls that day to express my regret at not being able to be there.

Mayor Ellenstein: There are only a few property owners on Hansbury Avenue within the 200-foot range, as I look at this,—as a matter of policy, we do not send another notice, because the statute does not require.

Mr. Spector: Well, I can take care of that part of it.

Mayor Ellenstein: You can have one of these. Do you want it?

Mr. Spector: I know the property; I live right there.

Mayor Ellenstein: I will entertain a motion that the matter be deferred for two weeks, and that the City Clerk be instructed to write the applicant that the matter will come up two weeks from today, on November 13, and that there have been objections raised to the renewal of his permit.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mr. Spector: Mr. Mayor, there is only one thing; Mr. Liebowitz is busy, and my time too, and we would like to know if about this hour will be the right time. Our notice reads eleven o'clock.

Mayor Ellenstein: I know. It is very difficult. I would suggest that you make it at 1:30. Then you would be safe.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Dave Lefand (Howard Savings Institution, owner); for the construction and operation of Gasoline station in a 1st

business district; premises 9-13 Fourteenth Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors to this?

Mr. Rankin: We had an objection, Mr. Mayor, from Miss Winsor of the Library, who felt it might be some traffic hazard. We had that investigated by the Traffic Bureau of the Police Department and they told us that in their opinion there would be no hazard to traffic or pedestrians.

Mayor Ellenstein: Where is this?

Mr. Rankin: The gasoline station is here. The Library frontage is on this corner (indicating on map.)

Mayor Ellenstein: That was the only objector?

Mr. Rankin: That was the only objection we had.

Mayor Ellenstein: That has all been

confirmed; it won't be a traffic hazard.

Mr. Rankin: Yes, we have that report from the Police.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

October 29, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

45-49 Lawrence Street; Bruce Realty Co., owner; in a 1st industrial district the installation of two stationary gasoline pumps in present automobile parking station; on condition that the pumps are located fifteen (15) feet back from the street lines of Lawrence Street and Kirk Place; such use to be limited to the period of one year;—(No objectors);

*211-217 Washington Street; R. C. Allen; renewal of permit for automobile parking station and two stationary gasoline pumps; such use to be limited to the period of one year ending October 21st, 1941;

*63-65 Park Street; Michael Fakelman; renewal of permit for an automobile parking station; such use to be limited to the period of one year ending November 12, 1941;

*432-434 South Orange Avenue; Newark Motors, Inc., renewal of permit for automobile sales station; such use to be limited to the period of one year ending October 23, 1941.

Respectfully submitted,

BOARD OF ADJUSTMENT.
R. B. Rankin,
Secretary.

Filed, copy to be sent to each Commissioner and further action postponed to November 6, 1940.

The City Clerk: I have a communication over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, under date of October 9, referring to this Board four matters, three of which are renewals, and on the fourth four matters, three of which are renewals, and on the fourth there has been a request for a suspension of the rules in view of the fact there were no objectors appearing before the Board of Adjustment.

Mayor Ellenstein: I will entertain a motion the rules be suspended in these four matters.

Commissioner Byrne: I so move you.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Bruce Realty Co., owner; for the installation of two stationary gasoline pumps in present automobile parking station in a 1st industrial district; premises 45-49 Lawrence Street; on condition that the pumps are located fifteen (15) feet back from the street lines of Lawrence Street and Kirk Place; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of R. C. Allen (Prudential Insurance Co., owner); for the renewal of permit for automobile parking station and two stationary gasoline pumps; premises 211-217 Washington Street; such use to be limited to the period of one year ending October 21, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Michael Fakelman (Forest & Lake Realty Co., owner); for the renewal of permit for automobile parking station; premises 63-65 Park Street; such use to be limited to the period of one year ending November 12, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Newark Motors, Inc. (Paramount Realty Co., owner); renewal of permit for automobile sales station; premises 432-434 South Orange Avenue; such use to be limited to the period of one year ending October 23, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Mr. Schroeder, the first assistant in the Law Department, will make an announcement on behalf of the City Commission.

Mr. Schroeder: Is there anybody appearing here today in connection with a proposal of the Municipal Holding Company in connection with two parcels of land on Route 25 in the City of Newark in the vicinity of McClelland Street?

The proposal was advertised in last Saturday's Newark Evening News calling for the exchange of a piece of city-owned property for a piece of company-owned property.

Nobody appearing? That satisfies the statute.

Commissioner Murphy: On that, Mr. Mayor, that was referred down to my office some few weeks ago. Of course, I had not completed a check-up on it, although I have had a couple of discussions on it, and I am not quite so sure until I am completed with a thorough check into this whole matter that the City is not getting the worst of it, so I do not care to vote for it at this time.

(Commissioner Byrne spoke to Mayor Ellenstein out of hearing of the reporter.)

Mayor Ellenstein: I don't know. Has anybody appeared?

The recommendation comes from our department. We are exchanging a smaller plot of property on the inside for one on the Highway. That in itself ought to be sufficient. The department heads recommend it. It is a smaller plot than the City is giving.

Mr. Schroeder: Mr. Linnett has given his appraisal that the city-own-

ed property is of lesser value than the property it is getting.

Mayor Ellenstein: He has appraised it as having a lesser value than the property the City is getting.

Mr. Schroeder: In addition, they are to pay the recording fees, search fees, and advertising fees.

Commissioner Murphy: I think the appraisal was made in 1937.

Mr. Schroeder: No. That was recently.

Mayor Ellenstein: Wasn't the resolution introduced? I thought all the Commissioners were satisfied with the resolution.

Mr. Schroeder: I presented this in the form of a long letter on October 6.

Commissioner Murphy: There is no objection to passing the resolution to bring about this transaction, but that doesn't stop us from looking into the matter to see if we are going to get the best or worst of it.

Mayor Ellenstein: My department has gone into that, of course. You don't have to rely on that if you don't want to. If it won't prejudice anybody, it is just as well, perhaps, that it be delayed for a week.

Mr. Schroeder: The only question there is that the statute provides that it has to be advertised once. It doesn't say anything about re-advertising, but I think you would have to, and then the question comes up whether we shall stand that expense or whether this company should stand it. Mr. Levinstone is here, and they are ready to answer any questions.

I would like to say for the record

that this appraisal of Mr. Linnett's was as of July 24 of this year. I have it, and it was sworn to by Mr. Linnett.

Mayor Ellenstein: You believe if it is delayed for another week it will have to be re-advertised?

Mr. Schroeder: I do.

Mayor Ellenstein: Does the Commission want to re-advertise and delay it?

How will that affect your clients, Mr. Levinstone?

Mr. Levinstone: We felt the matter would be closed today. It has been delayed for the last few months.

Mr. Schroeder: That has been because of the search.

Commissioner Murphy: Of course, it wasn't delayed on my account.

Mr. Schroeder: No, just a combination of circumstances.

Mayor Ellenstein: He isn't blaming anyone in particular.

What does the Commission want to do? There are three signatures on the resolution.

Mr. Levinstone: Do you think a week would make any difference?

Commissioner Murphy: I am not satisfied the City is making a good deal, and that is the reason I ask for a week's delay.

Mayor Ellenstein: Will you speak louder for the record.

Commissioner Murphy: As I said before, I am not satisfied in my own

mind that it is a good deal for the City. That is why I ask for another week's delay.

Commissioner Byrne: I signed it and I believe it is all right, guided by your department and Mr. Schroeder. But I think if a one week's delay is granted, it won't do any harm.

Mayor Ellenstein: Then the Law Department is instructed to re-advertise so there will be no question about the legal procedure.

Commissioner Murphy: I think the City, naturally, should stand the expense.

Mayor Ellenstein: All these resolutions, it doesn't require any action except to re-advertise.

Mr. Swain: If you re-advertise, it has got to be done a certain way.

Mayor Ellenstein: They require more than one week.

Mr. Swain: We would not know whether Director Murphy's objection had been overcome.

Mayor Ellenstein: He will know at the end of the week. What does the advertising cost?

Mr. Swain: About \$16 or \$18.

Mr. Levinstone: We assumed the cost originally.

Mayor Ellenstein: There isn't fund in our appropriation to pay the expense of the advertisement.

Mr. Schroeder: The statute speaks, Mr. Mayor and Commissioners, of this matter having been originally presented as it was on September 25, and that at a further meeting in the

meantime the proposition must be in its entirety advertised to be considered for approval or dis-approval at a meeting to be held by the City Commission not less than two days or more than ten days after the advertisement. We have here—

Mayor Ellenstein: Not less than two days or more than ten days.

Mr. Schroeder: The meeting must be held not less than two days or more than ten days. That is not more than ten days after advertisement.

Mayor Ellenstein: Then if it is advertised during the course of the week it will come within the statute.

Mr. Schroeder: This advertisement was in last Saturday's paper.

Mayor Ellenstein: If it was advertised tomorrow or any day thereafter—

Mr. Schroeder: It is a little unusual, because under the 1939 statute it calls for a public sale, but there is a provision in the event any specific person who wants to make a proposal which is different than that made—

Mayor Ellenstein: It is a special statute.

Mr. Schroeder: A special statute. There is no way to get around it. They wanted to swap property.

Mr. Swain: We could advertise it next Saturday, but we don't know Director Murphy's attitude at the end.

Commissioner Murphy: I was going to say, why not let us get together with Ray and see if we cannot clarify any objection that I may have downstairs on the report that is being filed, so that you could go ahead and

advertise without any feeling of objection later on.

Mayor Ellenstein: So there will be no uncertainty about it.

Commissioner Murphy: Yes.

Mr. Schroeder: Will you fix the time?

Commissioner Murphy: Probably this week, before the week is out.

Mayor Ellenstein: It doesn't require any official action. This resolution, if it is re-advertised, then all the provisions of the statute are complied with and this Board can take it up at next Wednesday's meeting.

Commissioner Murphy: Suppose you get in touch with me Friday.

Mayor Ellenstein: Now, if Director Murphy doesn't approve of it, that is something else. We will hold it up.

Mr. Schroeder: I will hold this in my files in the meantime.

Mayor Ellenstein: We will have to find some appropriation.

Mr. Swain: We have no appropriation.

Mayor Ellenstein: It is really Director Byrne's department.

Commissioner Byrne: That is right.

The City Clerk: Send a requisition to Director Byrne.

(The City Clerk read a communication under date of October 30, 1940 over the signature of Fred Harries, Executive Manager of the Broad Street Association, addressed to Commissioner Byrne, opposing the ac-

quisition by gift of the old Post Office property.)

Mayor Ellenstein: That will be received and filed.

Mayor Ellenstein: The usual weekly resolutions of Director Murphy will be considered as though they have been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner

Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed to the presentation of names to fill the vacancy which exists in the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Ralph Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese

having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

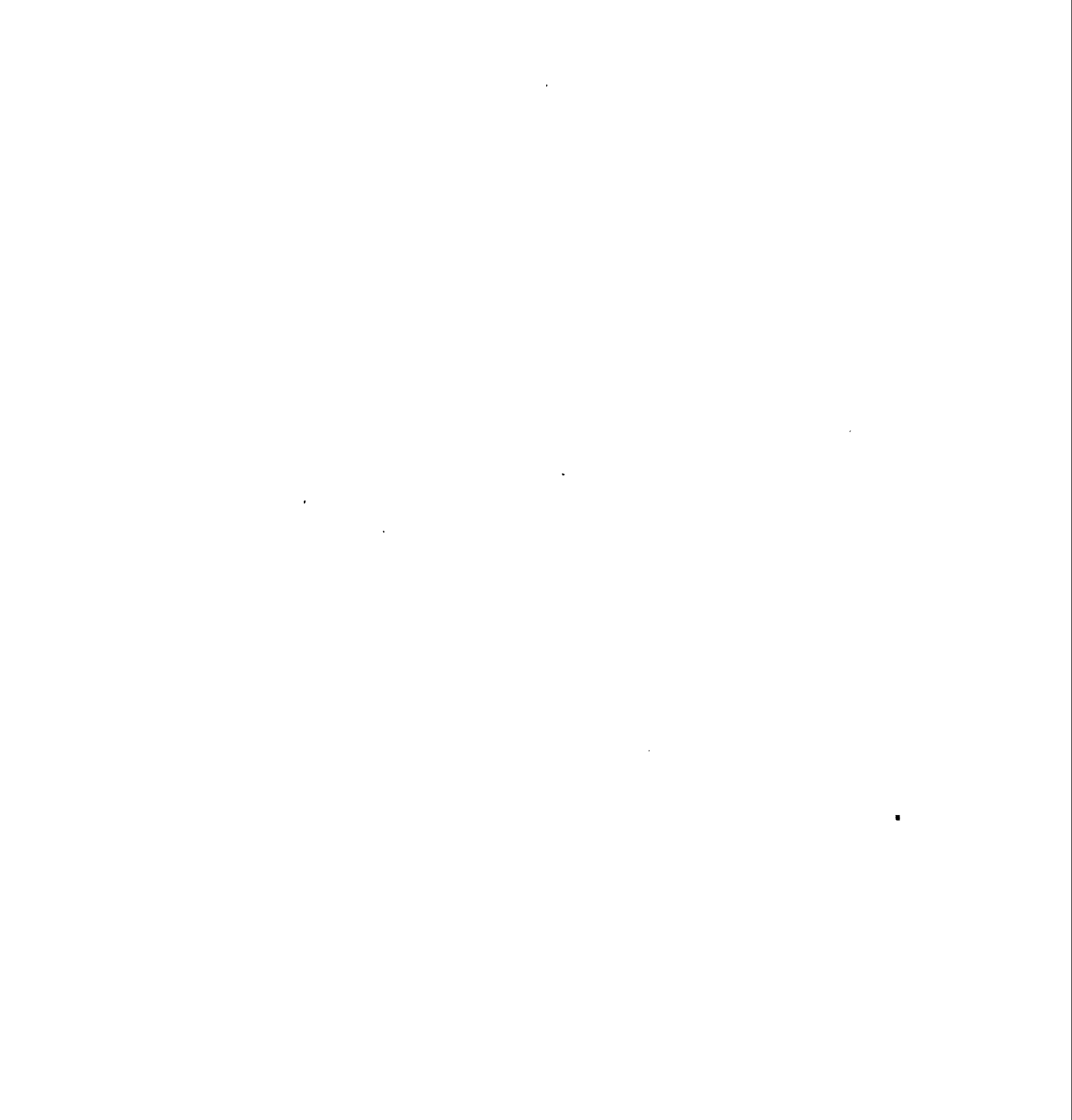
APPROVED:

The Board of Commissioners of
The City of Newark, New Jersey.

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City Clerk.



MINUTES OF MEETINGS
OF THE
Board of Commissioners

November, 1940

Newark, N. J., November 6, 1940.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Acting Mayor Murphy: I wish to announce that because of a lack of a quorum, the meeting is adjourned.

Present: Commissioner Murphy.

Absent: Commissioners Byrne,
Franklin, Mayor Ellenstein.

City Clerk.

Newark, N. J., November 13, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at eleven A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the meetings of October 30 and November 6.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to amend section 5 of an Ordinance entitled: "An Ordinance to license and regulate billiard rooms, pool rooms, restaurants (other than hotel restaurants), cigar stores, boot blacking parlors, bowling alleys (other than bowling alleys in licensed saloons and incorporated clubs), outdoor miniature golf course, indoor miniature golf course, and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24, 1918.

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN:

1: That Section 5 of an ordinance entitled: "An Ordinance to license and regulate billiard rooms, pool rooms, restaurants (other than hotel restaurants), cigar stores, boot blacking parlors, bowling alleys (other than bowling alleys in licensed saloons and incorporated clubs), outdoor miniature golf course, indoor miniature golf course, and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24 1918, be and the same is hereby amended to read as follows:

"Section 5: All licenses herein provided for shall be granted and issued by the said Director of Public Safety, in his discretion, and all such licenses shall be valid for the period of one year from the day and date of issued, or for such shorter periods, as the said Director of Public Safety shall, in his discretion, designate as shown thereon, unless sooner revoked; and all such licenses shall be signed by the Director of Public Safety and the City Clerk of the said City of Newark. Such licenses shall bear the date of issue, the name of the person to whom issued, and the purpose for which they are severally issued, and the location of the room or building wherein the licensee is authorized to carry on and conduct any such business; the holder of a license shall be permitted to transfer the license within the year for which it is issued to another address, the licensee, however,

to apply in writing to the Director of Public Safety for a transfer of such license; and the Director of Public Safety shall have the power to revoke any such license, and in case the said Director shall determine that there is reasonable cause to revoke any such license he shall cause a notice to be served in writing upon the licensee or other person in charge of the licensed place, citing him to appear before such Director of Public Safety at such time and place as he may designate; to show cause why such license should not be revoked, and such licensee shall be afforded a hearing before the said Director of Public Safety, prior to the final revocation of his license.

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

3. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that November 27th, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to amend Sections 482, 483, 485, 487, 488, 489, 490, 492, 493, 497, 523, 524, 525, 530, 531, 533, 534, 571, 573, 575 and 580 of the revised ordinances of the City of Newark (Revision of 1913)," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9, declared open to amendment.

Section 10 declared open to amendment.

Section 11 declared open to amendment.

Section 12 declared open to amendment.

Section 13 declared open to amendment.

Section 14 declared open to amendment.

Section 15 declared open to amendment.

Section 16 declared open to amendment.

Section 17 declared open to amendment.

Section 18 declared open to amendment.

Section 19 declared open to amendment.

Section 20 declared open to amendment.

Section 21 declared open to amendment.

Section 22 declared open to amendment.

Section 23 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend sections 482, 483, 485, 487, 488, 489,

490, 492, 493, 497, 523, 524, 525, 530, 531, 533, 534, 571, 573, 575 and 580 of the Revised Ordinances of the City of Newark (Revision of 1913)", be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend sections 482, 483, 485, 487, 488, 489, 490, 492, 493, 497, 523, 524, 525, 530, 531, 533, 534, 571, 573, 575 and 580 of the revised ordinance of the City of Newark (Revision of 1913.)

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance concerning the issuance and transfer of alcoholic beverage licenses", and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance concerning the issuance and transfer of alcoholic beverage licenses," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance concerning the issuance and transfer of alcoholic beverage licenses.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance concerning Alcoholic Beverages," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance concerning alcoholic beverages," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance concerning alcoholic beverages.

The ordinance having been read

three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to acquire by gift the premises situate on Broad Street, between Academy Street and Raymond Boulevard, known as "Old Post Office" property," and stated that today was the time fixed for a hearing thereon, the ordinance having been presented for information October 23, 1940.

Commissioner Byrne: I ask for a two weeks' delay.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance creating the Bureau of Purchase in the City of Newark, providing for the personnel, maintenance, and administration thereof, and defining, regulating, and prescribing the functions thereof; and stated that today was the time fixed for a hearing thereon, the ordinance having been presented for information September 11, 1940.

Commissioner Byrne: I request that the ordinance be withdrawn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy presented the following resolutions:

RESOLVED, That the sum of Thirteen Thousand, Nine Hundred Twenty-three Dollars (\$13,923.00) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remission — Prior Years
Taxes Granted By State
Board of Tax Appeals\$13,923.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-eight Thousand Two Hundred Seventy-three Dollars and Sixty-two Cents (\$28,273.62) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Revenue and Finance from October 16th, 1940, to October 31st, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,631.02
Auditor's Office	1,799.67
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Addresso- graph Division	470.80

Tax Receiver—Bookkeep- ing and Billing Div.....	2,651.08
Tax Receiver—Counter Division	1,097.49
Arrears of Personal Taxes	1,443.09
Tax Board—Assessors Di- vision	6,146.91
Tax Board—Surveyors Di- vision	1,421.24
Tax Revaluation—WPA.....	208.33
Tax Revaluation—WPA (Building Enumerators)..	3,289.70
Assessments for Local Im- provements	541.66
First District Court	1,190.82
Second District Court	1,115.80
Pension Salaries	437.50
Auditing and Special Ac- counting	660.00
	<hr/>
	\$ 28,273.62

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Ten Thousand Seven Hundred Seventy-three Dollars and Forty-three Cents (\$10,773.43) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 12.00
WPA Project No. 5236- 7746-O, Leisure Time Activities	75.00
Advertising Tax Sale	186.00
Tax Board—Assessors Di- vision	945.45

Reserve for Overpayment—	
Tax Receiver	9,489.55
1940 Tax	65.42
Interest and Costs (Miscellaneous Revenue) .....	.01
	<hr/>
	\$ 10,773.43

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of One Million One Hundred Seventy-three Thousand Five Hundred Thirty Dollars and Seventy-seven Cents (\$1,173,530.77) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 64.65
Comptroller's Office	162.50
First District Court	2.50
Sinking Fund and Interest	15,000.00
Reserve for Overpayment—Tax Receiver....	838.08
County Tax	1,135,944.04
Tax Board—Assessors Division	1,519.00
	<hr/>
	\$1,173,530.77

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Twelve Thousand Five Dollars and Eighteen Cents (\$12,005.18) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$12,005.18

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Five Hundred Fifty-four Dollars and Forty-eight Cents (\$554.48) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Overpayment—	
Tax Receiver	\$554.48

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Twenty-three Thousand, Nine Hundred Seventy-four Dollars and Eighty Cents (\$23,974.80) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 15,597.83
Police Division (WPA)	243.00
Police Courts	28.30
Fire Division	7,889.67
Fire Division (WPA)	216.00
	<hr/>
	\$ 23,974.80

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Twenty-two Thousand, Five Hundred Eighty-one Dollars and Forty-four Cents \$222,581.44 be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from October 16 to 31, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	835.40

Building Division	3,429.14
Electrical Division	2,121.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	538.89
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	132,507.66
Fire Division	80,982.23
	<hr/>
	\$222,581.44

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Eight Hundred Eight-one Dollars and Fifty-five Cents (\$881.55) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety as follows:

Building Division	\$506.54
Electrical Division	92.31
License Division	282.70
	<hr/>
	\$881.55

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of Eleven Thousand Four Hundred Ninety-four Dollars and Twenty-five Cents (\$11,494.25) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$ 4,043.06

Emergency Relief—
Administration 2,325.66

Emergency Relief—
Administration (WPA
Proj. No. 165-1-22-77,
No. 7733-0, No. 6693-7,
No. 6434-0) 91.16

Emergency Relief—Ad-
ministration (WPA Proj.
No. 6434-0, No. 6693-7,
No. 7733-0, No. 165-
1-22-77, N. Y. A. Proj.,
No. 232-3-E-02, No.
6434-O, No. 7050-O, No.
6693-7, No. 6722-O-A52) 3,018.74

Outdoor Poor Department.. 38.44

Newark City Hospital 1,977.19
\$ 11,494.25

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Six Dollars and Sixty-

six Cents (\$306.66) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly pay roll of the Department of Public Works for the first half of October, 1940, as follows:

United States Social
Hygiene Fund\$306.66

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Nine Thousand Three Hundred Thirty-three Dollars and Eighteen Cents (\$109,333.18) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of October, 1940:

Director's Office\$ 1,640.82
City Hospital—WPA Proj.
No. 5410-7 83.33
Public Health 27,276.57
United States Social Hy-
giene Fund 306.66
U. S. Health Sanitation
Account 273.33
City Hospital 26,254.53
Convalescent Hospital 1,985.98
City Home (Camp Newark) 389.83
City Home 83.75
Public Baths 5,619.31
Public Baths 1,833.87
Alms House 3,037.23
Ivy Hill Power Plant 2,961.43
Outdoor Poor Department 1,678.31

Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—	
Administration	29,957.95
Emergency Relief—	
Administration	1,546.99
WPA Proj. No. 5259-7,	
No. 5053-7, No. 336-7.	
	<hr/>
	\$109,333.18

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-six Thousand Seven Hundred Seventy-three Dollars and Nine Cents (\$26,773.09) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Columbus Day Celebration \$	592.00
Convalescent Hospital	2,229.45
City Hospital	23,951.64
	<hr/>
	\$ 26,773.09

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Three Hundred Eighty-three Dollars and Six Cents (\$3,383.06) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 6th and November 9th, 1940 as follows:

Shade Tree	\$ 2,063.06
Public Buildings	1,320.00
	<hr/>
	\$ 3,383.06

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Four Hundred Seventy-six Dollars and Eighty Cents (\$3,476.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 30th and November 2, 1940.

Shade Tree	\$ 2,172.80
Public Buildings	1,302.00
	<hr/>
	\$ 3,476.80

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Fourteen Thousand, Six Hundred Thirty Dollars and Seventy-eight Cents (\$14,630.78) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from October 16th to October 31st, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
WPA Project (No. 7159-0)....	75.00
Public Buildings	8,825.31
Public Buildings—City-	
Owned Property	219.86
Weights and Measures	550.66
Weights and Measures—	
Reserve for Dedicated	
Revenue	165.72
Weights and Measures—	
Dedicated Revenue	84.28
Printing and Stationery	185.00
Shade Tree	1,457.49
W.P.A. Project No. 1485-7	208.33
Central Purchase	1,650.82
	<hr/>
	\$ 15,630.78

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of One Thousand One Hundred Seventy-two Dollars and Fifty Cents (\$1,172.50) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Public Affairs as follows:

Elections\$1,172.50

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Fifty-nine Thousand, Ten Dollars and Sixty-nine Cents (\$59,010.69) be and the same hereby is appropriated to the persons named as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA	
Proj. No. 6926-7)	\$ 53,117.58
Street Construction (WPA	
Proj. No. 6926-7)	1,746.00
Sewer Construction (WPA	
Proj. No. 3-7-1168)	250.00

Sewer Construction (WPA Proj. No. 6951-7)	902.19
Airport Construction	185.00
City Planning (WPA Proj. No. 7215-0)	545.66
Mattress Factory (WPA Proj. No. 6434-0)	750.00
City Wide Clerical Proj. (WPA Proj. No. 5218-A and 5226-A)	300.00
Consolidated NYA Applica- tions (Community (Center)	400.00
NYA Home Making Pro- ject No. 76-7)	250.00
Museum Extension and Art Project (WPA Proj. No. 4510-O-A)	300.00
Household Workers' Train- ing (WPA Project No. 5183-A)	100.00
Street Construction (WPA Project No. 6926-7)	114.26
NYA Garment Project (WPA Project No. 19- 3EN-42)	50.00
	<hr/>
	\$ 59,010.69

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One
Thousand, Two Hundred Seventy-one
Dollars and Forty-six Cents (\$1,-
271.46) be and the same hereby is ap-
propriated to the persons named, as
per Certified List attached, being the
gross amount of bills contracted and
chargeable to the Department of Pub-
lic Affairs as follows:

Elections	\$ 202.50
General Elections	42.50
Newark Labor Relations Board	25.78
Water	129.80
Sewers	51.73
House Sewer Connections..	18.05
Streets	35.65
Care and Relief of Indigent Children	463.85
City Clerk	187.00
Carfares	23.90
Port Newark Operations ...	90.70
	<hr/>
	\$ 1,271.46

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of
Twenty Thousand, Eight Hundred
Twenty-one Dollars and Twenty-two
Cents (\$20,821.22) be and the same
hereby is appropriated to the persons
named, as per Certified List attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs as follows:

Street Construction (WPA Project No. 6926-7)	\$ 13,499.83	Toy Mending (WPA Project No. 7050-0)	31.43
Sewer Construction (WPA Project No. 6951-7)	1,424.77	City Planning (WPA Project No. 7215-0)	8.41
Toy Mending (WPA Pro- ject No. 7050-0)	189.84	Port Newark Operations	37.29
Street Construction (WPA Project No. 6926-7)	36.30	Newark Industrial Comm.	10.00
			<hr/> \$376.72
Sewer Construction (WPA Project No. 4813-7)	4,602.82		
Sewer Construction (WPA Project No. 6951-7)	882.66		
Airport Construction	185.00		
	<hr/> \$ 20,821.22		

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Seventy-six Dollars and seventy-two cents (\$376.72) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$233.55
Streets	12.00
Street Cleaning	17.00
Motors	15.04
Sewers	12.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Ten Thousand, One Hundred Forty-seven Dollars and Forty Cents (\$10,147.40) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$10,147.40
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of

Thirty-five Thousand Eight Hundred Twenty-four Dollars and Ninety-five Cents (\$35,824.95) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Weekly Payroll,
Period Ending November 6, 1940.**

Port Newark Operations ..\$	1,764.20
Bureau of Motors	1,176.26
Bureau of Streets	2,014.21
Bureau of Sewers	1,063.41
House Sewer Connections..	368.73
Bureau of Street Cleaning	19,699.37
Street Construction	1,268.68
Bureau of Water	8,469.49
	<hr/>
	\$ 35,824.95

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Fifty-three Thousand Four Hundred Seventy-one Dollars and Ninety-five Cents (\$53,471.95) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Semi-Monthly Payroll, Period Oct. 16-Oct. 31, 1940,
both incl.**

Director's Office	\$ 1,452.07
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Port Newark Operations....	1,914.57
Bureau of Lighting	432.50
Bureau of Streets	6,088.70
Sidewalks	216.66
House Sewer Connections ..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	5,936.54
Bureau of Surveys	3,521.66
Engineering Division	1,348.73
Bureau of Motors	5,086.24
Bureau of Water	20,091.85
Bureau of Street Cleaning	
Reserve for Liabilities	200.00
Newark Labor Relations	
Board	390.00
Sewer Construction	832.91
Swimming Pool Projects ...	558.33
City Clerk	3,216.20
Elections	567.50
	<hr/>
	\$ 53,471.95

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-five Thousand Seven Hundred Eighty-two Dollars and Thirty-seven Cents (\$35,782.37) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Weekly Payroll,
Period Ending October 30, 1940.**

Port Newark Operations....\$	1,764.20
Bureau of Motors	1,154.30
Bureau of Streets	1,970.95

Bureau of Sewers	1,112.02
House Sewer Connections..	367.33
Bureau of Street Cleaning	19,612.40
Street Constructions	1,130.70
Bureau of Water	8,670.47
	<hr/>
	\$ 35,782.37

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Thousand, Seven Hundred Dollars (\$1,700.00) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bill contracted and chargeable to the Department of Public Affairs as follows:

Reserve for Liabilities
 (Street Cleaning)\$1,700.00

(To reimburse Newark Airport Operations Account for services rendered Bureau of Street Cleaning by Leonard S. Whippen, Assistant Designing Engineer, for three months, January to March, 1940, \$400., total \$1200 and by James E. Johnston, Engineering Draftsman, for two months, February and March, at \$250, total \$500, making a grand total of \$1700. These employees were assigned to the preparation of plans and specifications for reconstruction of the Victoria Street Garage.)

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The following communication was received and read:

BURLEY BROTHERS
 75 Montgomery Street
 Jersey City, N. J.

November 4, 1940.

Mr. Vincent Murphy, Director
 Department of Revenue and Finance,
 Newark, New Jersey.

Dear Sir:

We own \$25,000 City of Newark Railway Construction 4's due June 1, 1956, issued June 1, 1931, bond numbers 2695 to 2719, inclusive. These bonds are in registered form in the name of Chancellor of New Jersey.

We should like to have coupon bonds issued in their place. Reed, Hoyt, Washburn & Clay were the attorneys when these bonds were issued, and we should like to have them handle the reconversion of these bonds, if you have no objection to this.

We have communicated with Messrs. Reed, Hoyt, Washburn & Clay, who are preparing the necessary resolution for you. It is our understanding that it will take in the neighborhood of a week or ten days before the coupon bonds can be printed, and we shall, therefore, await your advice as to when you can make this reconversion.

Thanking you, we are
Very truly yours,
BURLEY BROTHERS,
By Charles C. Burley.

Ordered filed.

The following communication was
received and read:

REED, HOYT, WASHBURN & CLAY
53 Wall Street,
New York

November 4, 1940.

\$25,000 Reissued City of Newark, New
Jersey, City Railway Construction
Bonds, dated June 1, 1931.

Eugene A. Farrell, Esq.,
Acting Auditor of Accounts,
City Hall,
Newark, New Jersey.

Dear Sir:

Messrs. Burley Brothers of Jersey
City have recently purchased \$25,000
City Railway Construction Bonds of
the City dated June 1, 1931. The
bonds are in registered form and they
desire to have the same reissued in
coupon form.

Under date of November 4th Bur-
ley Brothers wrote Mr. Murphy re-
questing the reissuance of the bonds.
Said letter can serve as the written
request for the reissuance of the
bonds and it should, of course, be pre-
sented to the Board of Commissioners.

We enclose herewith form of reso-
lution granting the request for the
reissuance of the bonds and author-
izing the reissuance thereof.

We trust that this resolution will

reach you in time for action at next
Wednesday's meeting.

We hope that this matter will meet
with your approval, that of Mr. Mur-
phy and of the Board of Commission-
ers.

Very truly yours,
REED, HOYT, WASHBURN & CLAY

LAM/HW

Enclosure
Copy to:

Messrs. Burley Brothers.
Ordered filed.

Commissioner Murphy offered the
following resolutions:

WHEREAS, The City of Newark
has heretofore issued \$25,000 City
Railway Construction Bonds dated
June 1, 1931, payable June 1, 1956,
bearing interest at the rate of four
per centum (4%) per annum, payable
semi-annually on June 1st and De-
cember 1st, and consisting of twenty-
five bonds of the denomination of \$1,-
000 each, numbered from 2695 to 2719,
inclusive; and

WHEREAS, each of said bonds was
issued in coupon form in accordance
with an ordinance or resolution adopt-
ed prior to the issuance of said bonds,
and each bond has been converted into
a fully registered bond by the remov-
al and cancellation of the coupons at-
tached thereto and the execution by
the City Comptroller of a conversion
certificate printed on the back of such
bond and each of said bonds is now
registered in the name of "Chancellor
of New Jersey," and said registered
holder has, through its duly author-
ized attorneys, Burley Brothers, pre-

sented to the Board of Commissioners a written request that said bonds be reconverted as hereinafter provided, and the Board of Commissioners desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark as follows:

Section 1. The Mayor, Director of the Department of Revenue and Finance and City Clerk, now in office, are hereby authorized and directed to cause to be prepared new bonds of the same form and tenor as said outstanding \$25,000 City Railway Construction Bonds, and new coupons for the unmatured interest on said bonds, of the same form and tenor as those attached to said bonds when they were issued, and to attach such new coupons to said new bonds, and to execute and sign and seal said bonds; provided, however, each of said new bonds, shall recite on its face that it has been reissued pursuant to this resolution in exchange for a bond of the same form and tenor originally issued as a coupon bond and thereafter converted into a fully registered bond, and each of said new coupons shall be authenticated by the facsimile signature of said Director of the Department of Revenue and Finance.

Section 2. The City Comptroller is hereby authorized and directed to issue said new bonds in exchange for said outstanding registered bonds pursuant to Section 40: 1-57 of the Local Bond Law, and to cancel said outstanding registered bonds.

Section 3. The reconversion of said bonds shall be entirely at the expense of said registered holder. Said City of Newark hereby consents to the re-

conversion of said bonds in accordance with the provisions of this resolution.

Section 4. The new bonds issued pursuant to this resolution shall be numbered and mature in the same manner and shall bear the same date and be of the same denominations and bear the same rate of interest as said outstanding bonds.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, the Bond Anticipation Note of the City of Newark hereinafter described will become due and payable on the 12th day of November, 1940, and the Board of Commissioners desires to make provision for the renewal of said note: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark that there shall be issued pursuant to the ordinance heretofore adopted by the Board of Commissioners, a Bond Anticipation Note of The City of Newark of the aggregate principal amount of \$19,000 for the purpose of renewing the outstanding \$19,000 Bond Anticipation Note of said City dated August 12th, 1940, payable November 12th, 1940, authorized by the resolutions adopted by the Board of Commissioners on the 9th day of August, 1940.

FURTHER RESOLVED, That the

note issued pursuant to this resolution shall be dated on or about the date of its issuance and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that said note shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said note and to issue said note in such form as they may adopt in conformity with the law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note, and that said note is within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said note not determined by this resolution, and also the power to sell said note, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturity of said note sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such note so sold.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he is hereby authorized and directed to make the following transfers to and from Budget appropriations in the Department of Public Affairs:

Twelve Thousand Five Hundred Dollars (\$12,500.00 from the Bureau of Lighting—Other than Personal Service, to the Bureau of Street Cleaning—Personal Service;

One Thousand Four Hundred Two Dollars and Fifty-two Cents (\$1,402.52) from the Conference of Mayors item, to the Bureau of Street Cleaning—Personal Service;

One Thousand Dollars (\$1,000.00) from Newark Labor Relations Board—Other than Personal Service, to the Bureau of Street Cleaning—Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, that the Director of the Department of Public Affairs be and he is hereby authorized and directed to make the following transfers from and to budget appropriations:

(City Clerk's Office) Personal Services, Special Election, to Personal Services
Election\$2,500.00

(City Clerk's Office) Other Than Personal Services, Special Election, to Other Than Personal Services,
Election 1,500.00

(City Clerk's Office) Other Than Personal Services, Special Election, to Personal Services (City Clerk's Office) 1,000.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Affairs be, and he is hereby authorized to advertise for sealed proposals for the Con-

struction of the Valley Road Treatment Plant in the Town of Montclair, New Jersey, with apparatus for the automatic application of Chlorine and Ammonia to the Pequannock Water Supply of the City of Newark as it is delivered out of Cedar Grove Reservoir.

Bids shall be received at the office of the Chief Clerk of the Department of Public Affairs at such time and on such date at said Director shall, in said advertisement, designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that resolution 8275, adopted August 14, 1940, which authorized the execution by the Director of the Department of Public Works and the City Clerk, of a lease between Irma S. Jaburg and The City of Newark, be and the same is hereby rescinded.

Pearce R. Franklin
Jos. M. Byrne Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that lease between Irma S. Jaburg and The City of Newark, concerning premises known as 418-424 Central Avenue, Newark, New Jersey, for the use of the Emergency Relief Department as a WPA Sewing Project, dated October 1, 1940, upon the terms in said lease more specifically set forth—a copy of which lease is attached hereto—be and the same is hereby approved, and the Director of the Department of Public Works, and the City Clerk, are hereby authorized and directed to execute said lease on behalf of the City of Newark, upon the adoption of this resolution.

Pearce R. Franklin
Jos M. Byrne Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolution:

WHEREAS, CLUB ANNATOLE, of 24 Drift Street, Newark, New Jersey, filed with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on September 16, 1940, for a Plenary Retail Club License, and did deposit with the Clerk of the said Board the sum of One hundred nineteen dollars and fifty-two cents (\$119.52), at the time of the filing of the said application; and

WHEREAS, the said Municipal

Board of Alcoholic Beverage Control of the City of Newark on October 3, 1940, did grant said license No. CB-55 for a period of 1940-1941, to the said Club Annatole, and

WHEREAS, the said Club Annatole is now entitled to a refund of Eight dollars and fifteen cents (\$8.15);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of eight dollars and fifteen cents (\$8.15) be and the said sum is hereby ordered paid to the said Club Annatole, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Club Annatole the said sum of eight dollars and fifteen cents (\$8.15).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That sealed proposal received by the Department of Central Purchase on November 4, 1940, from Jenco Brothers, Paterson, N. J., for furnishing and delivering leather and findings, be and the same hereby is rejected, said bid being deemed informal, in that no bid bond was submitted with proposal.

Jos. M. Byrne Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Bracket Arms for Traffic Control Signals for the Department of Public Safety, and Soap for Public Baths, Drugs, Surgical, X-Ray Supplies and Meats for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate

Jos. M. Byrne Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, There is a comfort station in the swimming pool building located at Hayes Park East, and

WHEREAS, The former comfort station is no longer needed, and the space could be used more advantageously for park and small play area,

THEREFORE, BE IT RESOLVED,

By the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for bids for demolishing the old comfort station at Hayes Park East, located on Waydell Street, between Raymond Boulevard and Ferry Street, Newark. Said Bids to be received by the Director of the Department of Parks and Public Property under specifications prepared by him and approved by the Law Department.

Jos. M. Byrne Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8717, dated October 23, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public

Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

KERR CONCRETE PIPE COMPANY—East Paterson, N. J.

(Public Affairs)

Approx. 1,328 ft. 15" Reinforced Concrete Pipe @ .48 lineal foot.

Jos. M. Byrne Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8648, dated October 11, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertise-

ment for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

STANDARD BITULITHIC COMPANY—Newark, N. J.

(Public Affairs)

Approx. 500 tons Grade "J" Broken Stone Aggregate @ \$3.75 ton (Heated to between 250 and 350° F)

Jos. M. Byrne Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8450, dated September 11, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the

lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Dairy Products and Groceries for various institutions in the Department of Public Works, for the period of four months from November 6, 1940, to March 5, 1941, inclusive at approximate amounts listed below for each contractor. Unit prices are on file in the Department of Central Purchase.

Approx.

De Bow & Company.....	\$5,017.25
John Gialanella	1,018.80
KiKtchen Kraft Food Corp.	374.40
Herman Kussy Company	7,255.43
Francis H. Leggett & Co.....	1,195.50
Wilkinson-Gaddis Company ..	3,612.12
R. C. Williams Company.....	1,870.19
Wilson & Rogers, Inc.	611.00

Jos. M. Byrne Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne,
 Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8718, dated October 23, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Leather and Shoe findings for Relief Clients, Department of Public Works, for the period of six (6) months, at unit prices shown on list in the Department of Central Purchase. Approximate totals are as follows:

Approx.

H. Lippman Sons	\$2,879.20
Meisel Brothers	435.02
Toplansky Brothers	2,421.21
United States Rubber Co.....	1,218.00

Jos. M. Byrne Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for the following material and work on passenger elevators in the Board of Education Building, rear of City Hall, Newark, to wit:

Dismantle necessary parts from No. 3 elevator motor generator set, examine to determine extent of work necessary to clear up the grounded fields and coils;

Dismantle necessary parts No. 1 elevator motor, determine extent of work necessary to clear up shorts and commutator;

and did receive an estimate from the Westinghouse Electric Elevator Company of Fifty Five Dollars (\$55.00), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly, subject to the requirements of all state laws and city ordinances governing municipal contracts.

Jos. M. Byrne Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the lease on the property leased by the City and occupied by the Flyers' Holding Company provides for the appointment of arbitrators to determine the rent for the renewal period of ten years, when the City and the Tenant are unable to agree; and

WHEREAS, the City and the Tenant have not been able to agree; and,

WHEREAS, the Tenant has named John A. Linnett as its arbitrator, and Mayor Ellenstein recommends William Fiedler for appointment as City's representative;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that William Fiedler be and he is appointed to represent City as arbitrator in matter aforesaid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of November, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Agnes Purcell, temporary Cleaner, services terminated effective November 16, 1940.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

SHADE TREE

Albert Kehoe, Laborer, 12 days, starting Nov. 7, 1940.

DIRECTOR'S OFFICE

Edna M. Holdswirth, Executive Clerk, one day, Nov. 22, 1940.

SMOKE ABATEMENT

Herman A. Davis, Smoke Inspector, one day, Nov. 22, 1940.

Jos M. Byrne Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, that the following changes appearing

in the payrolls of the Department of Parks and Public Property for the second half of October and the first half of November, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

The services of Harry Mott, Elevator Operator, because of his death, terminated on October 31, 1940.

Josephine Nester, temporarily appointed Telephone Operator for a period of three days, namely, November 6, 7 and 8, 1940, at a salary of \$20.00 per week.

Walter Dickerman, temporarily appointed Watchman for a period of three days, namely, November 4, 5 and 6, 1940, at a salary of \$1,200.00 per annum.

John Wittick, temporarily appointed Watchman, at a salary of \$1,200.00 per annum, effective November 7, 1940.

Messrs. Dickerman and Wittick were appointed for relief work during the illness of Louis Brown, Watchman, who has been absent since November 4, 1940, and who is being paid during his absence.

Charles Harroun, Stationary Fireman, whose services were terminated erroneously in Resolution 8736, was granted a leave of absence, without pay, for a period of one month, effective October 16, 1940, as per his request.

Joseph Callery, Stationary Fireman, who was on sick leave with pay, returned to duty on October 24, 1940.

WPA PROJECT NO. 7159-O

Rocco Blasi, temporarily appointed Supervisor for two days, namely, October 24 and 25, 1940, at a salary of \$1,200.00 per annum.

**VACATIONS GRANTED WITH PAY
EFFECTIVE ON DATES SHOWN:**

PUBLIC BUILDINGS

Agnes Lamb, Telephone Operator, three days, November 6, 7 and 8, 1940, the balance of her vacation.

PRINTING AND STATIONERY

John J. Carey, Clerk, October 31, November 1 and 4, 1940, the balance of his vacation.

Jos. M. Byrne Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Fireman Ignatius Roth retired from the Fire Division, Department of Public Safety, on November 1, 1940, and

WHEREAS, because of the above, one vacancy exists in the rank of Fireman in the Fire Division, Department of Public Safety,

NOW, THEREFORE, BE IT RESOLVED THAT Harvey K. Weigand having been certified by the Civil

Service Commission as eligible and having passed satisfactorily a physical examination by the Fire Surgeon, be and he is hereby appointed as Fireman in the Fire Division, Department of Public Safety, to take effect November 16, 1940, and he shall be paid the same compensation and in like manner as are other Firemen in the same grade of service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, Patrolman Herman C. Hagemiller and Sergeant Edward E. Tucker retired from the Police Division, Department of Public Safety, on November 1, 1940, and November 7, 1940, respectively, and

WHEREAS, because of the above, two vacancies exist in the rank of Patrolman in the Police Division, Department of Public Safety.

NOW, THEREFORE, BE IT RESOLVED THAT William R. Knehr and Charles J. Lonergan having been certified by the Civil Service Commission as eligible and having passed satisfactorily a physical examination by the Police Surgeon, be and they are hereby appointed as Patrolmen in the Police Division, Department of Public Safety, to take effect November 16, 1940, and they shall be paid the same compensation and in like manner as are other Patrolmen in the same grade of service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, has filed with the United States Work Projects Administration, an application to operate a dental project in the City of Newark and,

WHEREAS, said project proposal has been approved by the United States Work Projects Administration; and,

WHEREAS, it is desirable that The City of Newark employ at its expense a Project Supervisor to represent the City in the operation of said project; and,

WHEREAS, the name of Dr. Leo J. McManus was submitted with the Project application to act as such Project Supervisor, and his qualifications, training and experience, were approved by the United States Work Projects Administration; and,

WHEREAS, Dr. Leo J. McManus is presently employed on a part time basis as chief dentist of the Health Department at a salary of \$1,500.00 per year; and the Director of the Department of Public Works consents to the temporary transfer of said Dr. Leo J. McManus from his employment, Health Department, Depart-

ment of Public Works, to said WPA Project; and,

WHEREAS, it is desired to designate said Dr. Leo J. McManus as supervisor of said dental project; and,

WHEREAS, it is understood that he accepts said employment with the understanding that he shall be on leave of absence without pay from his present employment as chief dentist in the Department of Health during the time of his employment as supervisor of said WPA Dental Project;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the position of such Project Supervisor be and the same is hereby established at a salary of Three Thousand (\$3,000.) Dollars per annum; payable monthly by the City, out of funds appropriated in the budget for Work Projects Administration projects; and,

BE IT FURTHER RESOLVED, that Dr. Leo J. McManus be temporarily transferred to such project as supervisor thereof, at the compensation hereinabove set forth, said employment and salary to commence October 1, 1940, such employment to continue and/or terminate at the discretion of the Director of the Department of Public Works, during the period of the operation of said project; and subject to approval of the Civil Service Commission as to temporary transfer.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the National Youth Administration project Application No. A-184 to provide part time employment for 204 youths between 17 and 25 years of age to be taken from the relief rolls of the City of Newark to be employed upon a project in hospitals and public clinics, in the City of Newark

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$33,360.00 is contingent upon the expenditure of \$400.00 by the City of Newark.

THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$400.00 for the purpose aforesaid, to be paid from funds appropriated in the budget for the operation of National Youth Administration Projects.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the National Youth Administration, Project Application No. A-177 to provide part-time employment for 296 youths between 17 and 25 years of age to be taken from the relief rolls of the City to be employed upon an orchestra project in the City of Newark; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$53,586.00 is contingent upon the expenditure of \$5,000.00 by the City of Newark.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$5,000.00 for the purpose aforesaid, to be paid from funds appropriated in the budget for the operation of National Youth Administration Projects.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in

writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur J. Brunner (Conrad Throm, owner); for the renewal of permit for automobile repair shop; premises 98-104 Maple Avenue (rear); such use to be limited to the period of two years ending August 22, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Herman E. Dultz: The opposition, apparently, is not here. I understand there would be two objectors.

Mayor Ellenstein: Have they been here?

Mr. Dultz: No, they were not.

The City Clerk: We directed communications under date of November 4, over my signature, to Mr. Al Liebowitz, at 153 Hansbury Avenue, and to Mr. E. W. Spector, at 148 Hansbury Avenue, setting 1:30 o'clock today at the City Commission Chambers as the time and place of hearing, and also notified Mr. Brun-

ner to appear here. You are Mr. Brunner?

Mr. Dultz: This is Mr. Brunner.

Mayor Ellenstein: You are the applicant?

Mr. Brunner: Yes, sir.

Mayor Ellenstein: You are a lawyer, aren't you?

Mr. Dultz: Mr. Mayor, I assume there is no opposition and it will be granted.

Mayor Ellenstein: Well, there was opposition originally. And as I recall it, it was two weeks ago—where is Mr. Rankin—as I recall it, two weeks ago there was opposition. The opponents did not appear. There was a letter directed—

The City Clerk: Just the opposite, the opponents did appear. We assumed the applicant had the right to believe that this would go through in the natural way, inasmuch as it had been renewed on six different occasions in previous years. And the commission therefore instructed me to notify the applicant that there were objectors and that a hearing would be held today. So I notified the applicant to that effect, and I also notified the two objectors that the hearing was laid over to this date.

Commissioner Murphy: Were they here last week?

The City Clerk: Two weeks ago.

Mayor Ellenstein: They were notified to appear today?

The City Clerk: Yes, sir. November

13. We postponed it at that time for two weeks.

Commissioner Byrne: Did you send the regular notices to everybody in the 200-foot area?

Mr. Rankin: Yes, sir. There were no objectors before our Board. The objection developed after our Board.

Commissioner Byrne: This is a renewal?

Mr. Rankin: Yes, sir.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Mayor Erllenstein: Is there a second to that?

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

November 12, 1940.

The Board of Commissioners
of the City of Newark,

Gentlemen:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1928 (40; 55-39 Revised Statutes of 1937) that

the following applications for variances from the terms of the Zoning Ordinance be allowed:

*42-46 Warren St., City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 30, 1941.

*15 Edison Pl., City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 25, 1941.

*32-34 Oxford St., Elmer R. Dudley, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 9, 1941.

*19 Lombardy St., Nicholas Giuliano; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 29, 1941.

*69-73 New St. (113 Washington St.) New Jersey Toilet and Towel Supply Co. owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending Nov. 4, 1941.

Respectfully submitted,

BOARD OF ADJUSTMENT,

R. B. Rankin, Secretary.

Filed, copies to be sent to each commissioner and further action postponed to November 20, 1940.

The City Clerk: I have a communication dated November 12, 1940, over the signature of Russell B. Rankin, Secretary to the Board of Adjustment, referring to us for a hearing date to be set, five matters, all of

which are renewals, and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these five cases.

Commissioner Murphy: I so move you.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Washington & Warren Streets, Inc., owner) for the renewal of a permit for an automobile parking station; premises 42-46 Warren Street; such use to be limited to the period of one year ending October 30, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response.)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Alling Corporation, owner), for the renewal of a permit for an automobile parking station; premises 15 Edison Place; such use to be limited to the period of one year ending October 25, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Elmer R. Dudley, owner, for the renewal of a permit for an automobile parking station; premises 32-34 Oxford Street; such use to be limited to the period of one year ending October 9, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicholas Giuliano (Lidgerwood Estates, Inc., owner), for the renewal of a permit for an automobile parking station; premises 19 Lombardy Street; such use to be limited to the period of one year ending November 29, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved:

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of New Jersey Toilet & Towel Supply Co., owner, for the renewal of a permit for an automobile parking station; premises 67-73 New Street; such use to be limited to the period of one year ending November 4, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved:

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The usual five resolutions introduced by Director Murphy will be considered as though they had been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed to a consideration of candidates to fill the vacancy that exists in the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

Roll call: Commissioner Byrne

voted aye; Commissioners Franklin and Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Mr. Villani being chosen to

fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy will signify by saying aye; contrary no; the clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye; contrary no; the clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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.....
.....

The Board of Commissioners of
The City of Newark, New Jersey.

.....
City Clerk.

Newark, N. J., November 20, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes:

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne presented "An Ordinance to establish, maintain, regulate and control a bureau of purchases, and to prescribe and establish just rules and regulations respecting such bureau," for information, and moved that a hearing be held on December 4. .

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance having been introduced for information only will not be advertised, but

there will be an information hearing and consideration of the ordinance two weeks from today, on December 4.

Commissioner Murphy offered the following resolutions:

RESOLVED, that the sum of Twenty-nine Thousand Four Hundred Seventy-seven Dollars and Eighty-three Cents (\$29,477.83) be and the same in hereby appropriated to the City Treasurer, as per annexed certified list, same being the semi-monthly payrolls of the Department of Revenue and Finance from November 1, 1940, to November 15, 1940, as follows:

Director's Office	\$1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,799.67
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver-Cashier's Div.	1,315.80
Tax Receiver-Addressograph Division	470.80
Tax Receiver-Bookkeeping & Billing Division	2,917.95
Tax Receiver-Counter Div.....	1,094.80
Arrears Personal Taxes.....	1,443.09
Tax Board-Assessors Div.....	7,232.86
Tax Board-Surveyors Div.....	1,376.42
Reserves for Liabilities-Tax Revaluation WPA 7820-O..	3,396.93
Assessments Local Improvements	541.66
First District Court.....	1,190.82
Second District Court.....	1,115.80
Auditing and Special Accounting	660.00
	<hr/>
	\$29,477.83

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Thirty-six Thousand Three Hundred Eighty-six Dollars and Thirty-five Cents (\$36,386.35) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions

Prior Years Taxes Granted by State Board of Tax Appeals	\$18,436.60
Prior Years Taxes ranted by State Board of Tax Appeals	17,949.75
	<hr/>
	\$36,386.35

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of One Hundred Fifty-six Dollars and Eighty-eight Cents (\$156.88) be and the same is hereby appropriated to

the City Treasurer, as per annexed certified list, same being the Supplementary Overtime Payroll of the Bookkeeping & Billing Division, Tax Receiver's Office, Department of Revenue and Finance, from October 21, to October 31, 1940, inclusive, as follows:

Tax Receiver
Bookkeeping & Billing Div.....\$156.88

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of Sixty-five Thousand Six Hundred Eighty-five Dollars and Eleven Cents (\$65,685.11) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	79.28
Treasurer's Office	11.83
Tax Receiver-Bookkeeping & Billing Division	146.90
Tax Receiver-Addressograph Division	435.87
Tax Board-Assessors Div.....	1,456.75
First District Court	8.10
Reserve for Liabilities-For- closure Costs	9.00
Auditor's Office	5.10
Auditing and Special Ac- counting	152.00
Pension Funds-Police & Fire..	50,000.00
Reserve for Overpayment- Tax Receiver	8,190.79

Advertising Tax Sale 4,986.26
 Division of Works Projects. 203.23

 \$65,685.11

Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, that the sum of One Million Two Hundred Twenty-nine Thousand Four Hundred Thirty Dollars and Two Cents (\$1,229,430.02) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Sinking Fund and Interest\$1,229,430.02

Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED that the sum of Seventy-One Dollars Forty Cents (\$71.40) be and the same is hereby appropriated to the persons named

on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

License Division\$71.40

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED that the sum of Two Hundred Twenty-one Thousand Eight Hundred Fifty-Three Dollars and Seven Cents (\$221,853.07) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from November 1 to 16, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	835.40
Building Division	3,429.14
Electrical Bureau	1,785.48
First Criminal & Family Courts	1,104.16
Second Criminal Court.....	531.23
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	132,161.46
Fire Division	80,943.72
	<hr/> \$221,853.07

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the sum of Seventeen Thousand Six Hundred Thirty-nine dollars and Eighteen Cents (\$17,639.18) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 106.51
Board of Adjustment	154.50
Law Department	69.50
Armistice Day Celebration 1940	1,748.07
Bureau of Baths	2,460.61
Public Outing (Camp Newark)	96.33
Ivy Hill Power Plant.....	376.16
Ivy Hill Power Plant.....	1,302.75
Health Department	5,553.75
Bus Transportation	5,771.00
	<hr/>
	\$17,639.18

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of One Hundred Eight Thousand Seven Hundred Dollars and Seventy-six Cents (\$108,700.76) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public

Works for the first half of November, 1940, as follows:

Director's Office	\$ 1,640.82
City Hospital-WPA Project 5410-7	83.33
United States Social Hygiene Fund	306.66
U. S. Health Sanitation Account	273.33
Public Health	27,407.20
City Hospital	26,048.66
Ivy Hill Power Plant.....	3,093.93
Convalescent Hospital	2,038.35
City Home (Camp Newark)	130.00
City Home	83.75
Public Baths	5,386.65
Public Baths (Hayes Park East & West Pools).....	1,817.66
Newark City Alms House..	2,985.65
Outdoor Poor Department	1,678.31
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief-Administration	29,776.18
Emergency Relief-Administration-Projects 4259-7, 5053-7, 336-7	1,546.99
	<hr/>
	\$108,700.76

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark

that the sum of Six Thousand, Two Hundred and Forty-Five Dollars (\$6,245.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Director's Office	\$ 1.60
Maintenance of Dog Pound..	625.00
Printing & Stationery-Miscellaneous Adv.	61.19
Printing & Stationery-	
Dedicated Revenue	1,628.94
Public Buildings	3,095.86
Shade Tree	413.39
Smoke Abatement	10.00
Weights & Measures	51.53
WPA Project 119-0-99	125.00
WPA Project 3-7-1137-	
Reserve for 1939	3.67
Central Purchase	228.82
	<hr/>
	\$6,245.00

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein

RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of Two Hundred Ninety Five Dollars and Sixty-Five Cents (\$295.63) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bill and claims of the Department of Parks and Public Property as follows:

Printing & Stationery.....	\$295.63
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Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Fourteen Thousand, Four Hundred Ninety Nine Dollars and Fifty Cents (\$14,499.50) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
WPA Project 7159-O	81.45
Public Buildings	8,690.58
Public Buildings-City	
Owned Property	219.86
Weights & Measures	547.63
Weights & Measures-	
Reserve for Dedicated	
Revenue	250.00
Printing & Stationery.....	185.00
Shade Tree	1,457.49
WPA Project 1485-7	208.33
Central Purchase	1,650.82
	<hr/>
	\$14,499.50

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Three Hundred Sixty Six Dollars and Ninety Four Cents (\$3,366.94) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 13 and November 16th, 1940, as follows:

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

Shade Tree	\$2,056.94
Public Buildings	1,310.00
	<hr/> \$3,366.94

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, THAT THE SUM OF Fifty-three Thousand Two Hundred Twenty-four Dollars and Forty-five Cents (\$53,224.45) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer

Semi-monthly payroll, period
Nov. 1-15, 1940, both incl.

Director's Office	\$ 1,452.07
Port Newark Operations	1,764.57
Bureau of Lighting	432.50
Bureau of Streets	6,088.70

Sidewalks	216.66
House Sewer Connections....	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning..	5,936.51
Bureau of Surveys	3,521.66
Engineering Division	1,348.73
Bureau of Motors	5,086.24
Bureau of Water	20,091.85
Street Cleaning-Reserve for Liabilities	200.00
Newark Labor Relations Board	390.00
Sewer Construction	832.91
Swimming Pool Projects	258.33
City Clerk	3,446.20
Elections	540.00

\$53,224.45

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Ten Thousand, Seven Hundred Sixty Nine Dollars and Forty-one Cents (\$110,769.41) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$ 10,727.57
Street Cleaning	5,345.14
Public Lighting	30,832.67
Streets	879.56
Surveys	320.70
Contingent	10.00
City Clerk	185.13

Industrial Commission of	
Newark	451.72
Port Newark Operations..	217.76
Water	3,135.35
House Sewer Connections..	287.57
Sewers	13.00
Director's Office	11.44
Sewers	562.62
House Sewer Connections..	372.51
Newark Museum	9,062.50
Free Library	48,354.17
	<hr/>
	\$110,769.41

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Nine Thousand Two Hundred Nineteen Dollars and Four Cents (\$9,219.04) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Motors\$9,219.04

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of

Eleven Thousand, Eight Hundred Sixty Nine Dollars and Thirty-two Cents (\$11,869.32) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Const. (WPA Proj.
No. 6926-7)\$ 912.19

Sewer Const. (WPA Proj.
No. 6951-7) 842.19

Street Const. (WPA Proj.
No. 6926-7) 5,043.78

Airport Construction 445.63

Bureau of Public Lighting
WPA Proj. No. 2647-0).. 6.95

City Planning (WPA Proj.
No. 7215-0) 46.22

Toy Mending (WPA Proj.
No. 7050-0) 372.51

Sewer Const. (WPA Proj.
No. 6951-7) 2,773.89

Machine Shop (NYA Proj.
No. A9) 92.17

Furniture & Metal Works
(WPA Proj. No. 5209-A) 689.86

Sewing Room (NYA Proj.
No. A10) 148.83

Arts & Crafts (WPA Proj.
No. 7070-0) 95.60

Shoe Repair (NYA Proj.
No. 258-3E-99) 211.29

Home Making (NYA Proj.
No. 78-7) 17.79

Household Training (WPA
Proj. No. 5183A) 117.67

Community Center (NYA Proj. No. 198-7)	45.00
City Wide Clerical (WPA Proj. No. 5218-26A)	7.70
	<hr/>
	\$ 11,869.32

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-six Thousand One Hundred Ninety-seven Dollars and Seventy-four Cents (\$36,197.74) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bill contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer
Weekly Payroll, Period
Ending Nov. 13, 1940.**

Port Newark Operations....\$	1,766.60
Bureau of Motors	1,158.15
Bureau of Streets	1,934.63
Bureau of Sewers	922.14
House Sewer Connections....	537.93
Bureau of Street Cleaning	20,529.31
Street Construction	856.12
Bureau of Water	8,492.86
	<hr/>
	\$ 36,197.74

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Y e a s : Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R.S. 40:2-30, transfers of appropriations, that the Mayor of the City of Newark, as Supervisor of the Department of Public Safety, be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Safety:

From Personal Services, Director's Office	\$3,000.00
To Personal Services, Building Department	2,265.97
To Other than Personal Services, Building Dept.	734.03

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he is hereby authorized to make the following transfer from and to budget appropriations:

\$54,894.92 from budget appropriation for year 1940 for Work Projects Administration, Department of Parks and Public Property to Relief Administration Account in the Department of Public Works to wit:

Proj No.	Name and Service	Other Personal Than Service	Total
Clothing Div.			
336-7	13,053.56	2,520.06	15,573.62
Physically Handicapped			
5618-7		65.00	65.00
Shoe Repair Div.			
5053-7	1,075.89	9.12	1,085.01
418 Central Av.			
336-7		3,268.64	3,268.64
1-17 St. Francis St.			
336-7		2,327.77	2,327.77
Newark Planning Board			
		76.28	76.28
Woodcutting Div.			
4259-7	4,251.77	12,839.53	17,091.30
Federal Stamp Issuing Office			
Off. Proj.			
165-1-22-77		14,744.23	14,744.23
City Cemetery			
232-3-E-02		663.07	663.07
	18,381.22	36,513.70	54,894.92

This sum amounting to \$54,894.92 should be allocated to our Relief Administration Account as follows:

Personal Services	\$20,381.22
Other than Personal Services	34,513.70
	<hr/>
	\$54,894.92

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Parks and Public Property:

From Public Buildings-City Owned Property, Other Than Personal Service, to Public Buildings, Personal Service\$5,100.00

From Weights & Measures, Personal Service, to Public Buildings, Personal Service 2,400.00

From Public Buildings, Other Than Personal Service, to Public Buildings, Personal Service 8,000.00

From Printing & Stationery,
Other Than Personal
Service, to Public Build-
ings, Personal Service 3,000.00

From Central Purchase, Per-
sonal Service, to Central
Purchase, Other Than Per-
sonal Service 3,200.00

From Shade Tree, Other Than
Personal Service, to Shade
Tree, Personal Service 6,309.00

From Shade Tree, Dedicated
Revenue Appropriation,
Personal Service, to Shade
Tree, Dedicated Revenue
Appropriation, Other Than
Personal Service 400.00

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Murphy, Franklin, Mayor Ellenstein.

Commissioner Murphy offered the
following resolution:

RESOLVED, by the Board of Com-
missioners of the City of Newark,
that pursuant to Local Budget Act
R.S. 40:2-20, Transfers of Appropria-
tions, that the Director of the De-
partment of Revenue and Finance be
and he is hereby authorized to make
the following transfers to and from
Budget Appropriations in the Depart-
ment of Revenue and Finance as fol-
lows:

To—City Treasurer
Personal Services\$2,100.00

From—Comptroller
Personal Services 575.00

Tax Rec.-Cashier's Div.
Personal Services 1,300.00

Second District Court
Personal Services 225.00

To—Tax Rec.-Bookkeeping
& Billing
Personal Services 4,500.00

From—Rec.-Counter Div.
Personal Services 4,500.00

To—Tax Board-Assessors Div.
Personal Services 7,500.00

From—Director's Office
Personal Services 50.00

Auditor's Office
Personal Services 700.00

Tax Rec.-Addressograph Div.
Personal Services 150.00

Tax Receiver-Counter Div.
Personal Services 1,300.00

Personal Arrears
Personal Services 1,300.00

Tax Board-Surveyors Div.
Personal Services 900.00

Assessments for Local
Improvements
Personal Services 750.00

First District Court
Personal Services 350.00

Tax Rec.-Addressograph
Division
Other Than Personal
Services 500.00

Tax Rec.-Counter Div.
Other Than Personal
Services 1,500.00

To—Personal Arrears
 Other Than Personal
 Services 1,000.00

From—Tax Rec.-Counter Div.
 Other Than Personal
 Services 1,000.00

Vincent J. Murphy
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, by resolution No. 8382, adopted August 28, 1940, all the executive, administrative, judicial and legislative authority and duties relating to the foreclosure of tax sale certificates owned by The City of Newark were transferred to the Department of Public Works; and,

WHEREAS, there is an unexpended appropriation from the 1939 budget appropriations, Department of Revenue and Finance, "Foreclosure Costs" of \$34,868.86, reserved for such purpose for the year 1940; and,

WHEREAS, such reserve appropriation is by virtue of the said resolution adopted August 28, 1940, properly within the authority and duties transferred to the Department of public Works;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the aforesaid reserved unexpended appropria-

tion of \$34,868.86 for "Foreclosure Costs" be and the same is hereby transferred from the Department of Revenue and Finance to the Department of Public Works, and for the purpose for which reserved.

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Nayes: Commissioner Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, on October 1, 1938, the assessing date for the taxing year 1939, the following named corporations were properly taxable in the taxing district of the City of Newark for intangible personal property, to wit:

The Sperry & Hutchinson Co.	\$ 2,340,690
American Radiator Co.	33,363.955
Underwood Elliott Fisher Co.	15,584.153
National Biscuit Co.	34,037.746
Sun Oil Co.	36,699.730

and,

WHEREAS, the aforesaid specified property of the aforesaid companies was omitted by the assessor for the Taxing District of The City of Newark, Board of Assessment and Revision of Taxes; and,

WHEREAS, the Board of Commissioners of The City of Newark desires to make complaints against the aforesaid companies, to be filed with the Essex County Board of Taxation, to have the aforesaid specified property assessed against the aforesaid companies respectively;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to file complaints with the Essex County Board of Taxation for and on behalf of the Board of Commissioners of The City of Newark, in manner provided by law, against each of the aforesaid companies and for the respective amounts above stated; that he is authorized to sign complaints for the Board of Commissioners, and to do all things necessary in the preparation of the complaints, and the prosecution thereof; that service of a copy of the respective complaint in each case shall be made on the aforesaid companies as notice of the same, and notice of the hearing to be held before the Essex County Board of Taxation at such time as such Board shall appoint, and in manner provided by law.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, the Sinking Fund Commission has heretofore been pay-

ing all debt service charges on City bonds, and performing all duties in connection therewith; and,

WHEREAS, this is a proper function of the Department of Revenue and Finance; and

WHEREAS, the Commissioner of Local Government requires that the functions in connection with the payment of the debt service heretofore performed by the Sinking Fund Commission shall be performed in the Department of Revenue and Finance on and after December 1, 1940;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Sinking Fund Commission be and it is hereby directed to turn over to the Director of the Department of Revenue and Finance all matters concerning the payment of debt service, including all records, and everything in connection therewith; and the Director of the Department of Revenue and Finance be and he is hereby directed, commencing December 1, 1940, to assume charge of the payment of all debt service on municipal bonds and to perform all functions in connection therewith; it being understood that the Sinking Fund Commission will complete all such debt service payments and functions in connection therewith up to and including November 30, 1940; and,

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance and the Sinking Fund Commissioners are hereby authorized to do all things to carry out the purport of this resolution.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to the Department of Revenue and Finance, Tax Receiver's Office, in the matter of payment of a claim of Joseph J. Scriffignano, an employee thereof, for injuries sustained during his employment and

WHEREAS, no adequate provision was made in the 1940 budget appropriations for the aforesaid purpose; and

WHEREAS, R.S. 40:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution in One Hundred Fifty-three Dollars (\$153.00), and 3% of the total operating appropriations in the budget for 1940 is \$498,245.31,

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that an emergency appropriation be and the same is hereby made, pursuant to R.S. 40:2-31 (1) in the amount of One Hundred Fifty-three (\$153.00) Dollars; and

BE IT FURTHER RESOLVED that said appropriation shall be provided for in full in the 1941 budget; and

BE IT FURTHER RESOLVED that the aforesaid payment be fi-

nanced from the current fund of the City of Newark; and

BE IT FURTHER RESOLVED that the Director of the Department of Revenue and Finance of the City of Newark be and he is hereby empowered to make said payment accordingly; and

BE IT FURTHER RESOLVED that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, Joseph J. Scriffignano, Receiving Teller, in the Tax Receiver's Office, Department of Revenue and Finance, sustained an injury during his employment, on May 29, 1940, in the cashier's cage, to the elbow on his right arm, as contained in the accident report on file in the office of the Director of the Department of Revenue and Finance; and,

WHEREAS, the Director of the Department of Revenue and Finance has determined that this accident occurred in and during the course of his employment, and that the employee incurred expenses amounting to the sum of \$153.00, doctors' bills and hospital charges, all of which are on file in the office of the Director of the Department of Revenue and Finance; and,

WHEREAS, the said Joseph J. Scriffignano has agreed to accept the said sum of \$153.00, in full satisfaction for any claim he may have arising out of said injury;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$153.00 be and the same is hereby appropriated to Joseph J. Scriffignano, in full payment and satisfaction for any claim he may have against The City of Newark because of the injury sustained as aforesaid; and that the Director of the Department of Revenue and Finance be and he is hereby authorized to make payment to the said Joseph J. Scriffignano of the sum of \$153.00, upon receipt of a release in writing, and in form and substance to be approved by the Law Department.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the City is the owner of property at 242-248 Belmont Avenue and 218-234 Livingston Street, in the City of Newark, acquired by Warranty Deed on June 23, 1930, from Alice Hayes Estate for park purposes, as shown on blue-print attached hereto; and,

WHEREAS, the said property is not needed for public purposes, but

the proceeds from the sale thereof shall be used for purposes provided for under the bequest to the City from the said Alice Hayes Estate; and,

WHEREAS, an appraisal made by Boniface P. Betz, of Board of Assessment and Revision of Taxes, is attached hereto and made a part hereof—appraised value \$19,993.00; and,

WHEREAS, the Director of the Department of Parks and Public Property recommends that the property be sold at public sale;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that it is hereby determined that the property owned by The City of Newark at 242-248 Belmont Avenue and 218-234 Livingston Street is not needed for public purposes, and the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to offer the said property for sale in manner provided by law, and to receive the bids at a time and place and upon terms to be stated.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The City of Newark is

the owner of a certain tract of land and premises situated in the City of Newark, County of Essex and State of New Jersey, and more particularly described as follows:

BEGINNING at a point in the southwesterly line of Herbert Place distant 59.37 feet southeasterly from the southeasterly corner of Herbert Place and Passaic Street as the latter is laid out 40 feet in width easterly adjoining the Mount Pleasant Cemetery, said beginning point being in the division line between land of the Erie Railroad and the City of Newark; thence running along the southwesterly line of Herbert Place south 51 degrees 25' east 280.47 feet to the wharf line of the Passaic River as recited in a deed from the State of New Jersey by Commissioners to the Mount Pleasant Cemetery Company and recorded in Book C-21 of deeds for Essex County, page 445, said wharf line being the easterly line of land conveyed by the Mount Pleasant Cemetery Co. to the City of Newark by deed recorded in Book I 60 of Deeds for Essex County page 136; thence running along the same south 43 degrees 18' west 200.38 feet; thence running north 51 degrees 25' west 246.65 feet to the division line between land of the Erie Railroad and the City of Newark; thence running along the same north 33 degrees 38' east 200.75 feet to the place of beginning, containing 52,712 square feet more or less.

and,

WHEREAS, Said lands are not suitable or convenient or needed for public use by said City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that by virtue of Revised Statutes 1937, 40:60-26 of

The State of New Jersey, and the amendments and supplements thereto, said lands above described be sold at public sale to the highest bidder for cash after public advertisement given in a newspaper circulating in the municipality at least once a week, for two weeks, prior to such sale; and

BE IT FURTHER RESOLVED, That the minimum sale price of the lands shall be \$17,207.00, and no bid for any smaller amount will be considered; and

BE IT FURTHER RESOLVED, That the said premises shall be sold subject to the terms and conditions of a certain lease dated May 1, 1940, which lease covers part of the aforesaid tract of land; and

BE IT FURTHER RESOLVED. That the date of sale and the conditions of sale be determined by the Director of the Department of Public Affairs, subject to and not inconsistent with the terms of this resolution; and

BE IT FURTHER RESOLVED, That the deed of conveyance shall contain provisions by which all public rights to and in Herbert Place, immediately adjacent to aforesaid property, shall be reserved to the City, as well as the use thereof for public utilities; that the building to be erected on the property will be started within six months after the date of the deed of conveyance.

BE IT FURTHER RESOLVED, That the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser upon compliance with the conditions of the sale,

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

RESOLVED, That in order to accommodate public purposes in the City of Newark. Public Service Co-ordinated Transport be and it is hereby requested and directed to relocate its pole on the west side of Frelinghuysen Avenue, south of Foster Street, as indicated on map or plan numbered 3045-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of Pole in Frelinghuysen Ave., South of Foster St., Newark, N. J." dated November 12, 1940, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

WHEREAS, Col. Francis Vigo Post 191, the American Legion, 470 Fifteenth Avenue, Newark, New Jersey, filed with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on October 4, 1940, for a Plenary Retail Club License,

and did deposit with the Clerk of the said Board the sum of One Hundred Eleven Dollars and Sixty-three Cents (\$111.63); at the time of the filing of the said application; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on October 24, 1940, did grant said license (CB-57) for the period of 1940-1941, to the said Col. Francis Vigo Post 191, The American Legion, and

WHEREAS the said Col. Francis Post 191, The American Legion, is now entitled to a refund of Eight Dollars and Eighty Nine Cents (\$8.89);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of Eight Dollars and Eighty-nine Cents (\$8.89) be and the said sum is hereby ordered paid to the said Col. Francis Vigo Post 191, The American Legion, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Col. Francis Vigo Post 191, The American Legion, the said sum of Eight Dollars and Eighty-nine Cents (\$8.89).

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Automobiles for the Police Division, Department of Public Safety, and Chlorinators and Ammoniators for the Cedar Grove Reservoir Line, Reinforced Concrete Pipe, Ready Mixed Concrete and Cold Mixed Asphalt Concrete Top Course Material for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution No. 8375, adopted by the Board of Commissioners on August 28, 1940, be and the same is hereby rescinded.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8144 dated July 31, 1940, the Director of the Department of Public Works, publicly solicited, received and opened bids for the furnishing of labor and material for overhauling three (3) Hewes & Phillips "Ajax" Corliss Engines at the Newark City Hospital; and,

WHEREAS, the Newark Engine & Machine Works have bid the sum of Two Thousand One Hundred and Fifty Dollars (\$2,150.00), which proposal has been accepted as the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the proposal of said Newark Engine & Machine Works be and the same is hereby accepted and the contract awarded to Newark Engine & Machine Works, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners, by resolution No. 8721, dated

October 23, 1940, did authorize the Director of the Department of Public Works to execute a contract for and on behalf of the City with the Pellecchia Construction Co., in the sum of Three Thousand Nine Hundred Dollars (\$3,900.00), for the furnishing of labor and materials necessary for the construction of the premises at 138 Washington Street for the Stamp Issuing Office; and,

WHEREAS, the Division of Buildings of the Department of Public Safety requires that additional support be provided for the floor, in order to support a heavy safe to be placed on the premises; and,

WHEREAS, in order to expedite this work, it is deemed that an emergency exists, and that the contractor, Pellecchia Construction Co., shall be authorized to proceed with the work required by the Building Division, which will amount to approximately the sum of Five Hundred Dollars (\$500.00), more or less, depending upon conditions met with in doing the work;

THEREFORE, BE IT RESOLVED, By the Board Commissioners of The City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to contract with the Pellecchia Construction Co., for the doing of the aforesaid additional work in connection with the aforesaid contract.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8374, dated August 28, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

GENERAL IRON & STEEL

CORPORATION—New York City

(Public Affairs)

Approx. 15 tons Steel Wire—26" long
@ \$10.67 C. lbs.

A. STEIERT & SON—Hatfield, Pa.,

(Public Affairs)

Approx. 40 dozen No. 1620 Brooms—
Bassine @ \$7.87 dozen.

Approx. 35 dozen No. 1613 Brooms—
Bass @ \$5.68 dozen.

TUFFIBRE COMPANY—New York
City.

(Public Affairs)

Approx. 20 tons White Bamboo Motor
Pick-up Fibre @ .0848 lb.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolution:

WHEREAS, the Director of the
Department of Public Works was
authorized by the Board of Commis-
sioners by Resolution No. 8649,
adopted on October 9, 1940, to adver-
tise for sealed proposals for the fur-
nishing of labor and materials for
the additions to the heating and ven-
tilating system at the Wilson Avenue
Baths, Department of Public Works,
and on October 29, 1940, he did re-
ceive bids for this work; and

WHEREAS, the said Director re-
ceived only one bid for the above
work, it is his opinion and he has
determined that said bid be rejected;

THEREFORE, BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark, that the bid of John
H. Nelles Company, Irvington, N. J.,

in the amount of Eleven Thousand,
Three Hundred Sixty Dollars (\$11,-
360.00), being the only bid received
for the above work, be and the same
is hereby rejected, and the Director
of the Department of Public Works
be and he is hereby authorized to
again advertise for sealed proposals
for the furnishing of labor and mate-
rials for the addition to the heating
and ventilating system at the Wilson
Avenue Baths, Department of Public
Works, in manner provided by law,
and in accordance with the specifica-
tions on file in the office of the said
Director.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

WHEREAS, in accordance with the
law and by the authority of the Board
of Commissioners of the City of
Newark, New Jersey, by a resolution
No. 8782, dated October 30, 1940, the
Department of Central Purchase pub-
licly solicited, received and opened
bids for furnishing and delivering
material listed below, therefore be it

RESOLVED by the Board of Com-
missioners of the City of Newark
that the contract for furnishing and
delivering said material to the City
of Newark, be and the same hereby is
awarded as follows, being the lowest
responsible and formal bidder as de-
termined by the Director of the De-

partment of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 12,000 bags Regular Portland Cement, truck delivery (Section 406-407 Bureau of Streets Standard Specifications) @ .56 bag.

Approx. 3,300 cu. yds. Concrete Sand, truck delivery (Section 420 Bureau of Streets Standard Specifications) @ \$1.20 cu. yd.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 6763, dated February 7, 1940, the Department of Central Purchase, pub-

licly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

AARON LIPPMAN & COMPANY—
Newark, N. J.

(For all Departments excepting
Revenue & Finance)

Champion Lamps, of the various sizes and types shown on list on file in the office of the Department of Central Purchase—on an aggregate amount of \$5,000.00 net—Standard Package Quantity—list less 35%; Broken Package Quantity—list less 30%.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the title of Industrial Hygiene Physician be and the same is hereby created in the Bureau of Health, Department of Public Works, at a salary of \$1,200 per annum, effective November 16, 1940.

FOR SEVERAL years the Health Department has need a physician assigned to the Industrial Hygiene Division. The purpose of this is so that the doctor could cooperate with the inspectors in the hygiene program in industry, especially investigation of and prevention of occupational diseases.

At the present time, we are developing an extensive program among factory workers to insure maximum production of defense materials. Dr. Craster therefore recommends and urges that the position of Industrial Hygiene Physician at \$1200 per annum be created in the Department of Health dating from November 16, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of November, 1940, and the weekly payroll as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Charles Harroun, Stationary Fireman, on leave of absence without pay, returned to duty on November 16, 1940.

William J. Meyler, temporary Stationary Fireman, services terminated, effective November 16, 1940.

Marguerite Dow-Dell, temporary Telephone Operator, services terminated on November 13, 1940.

Josephine Nester, temporarily appointed Telephone Operator from November 14, 1940, to November 23, 1940, at a salary of \$20.00 per week.

Peter C. Mullin, temporarily appointed Elevator Operator, at a salary of \$1200.00 per annum, effective November 13, 1940. Mr. Mullin has been appointed for relief work, not to exceed a period of two months.

James J. Smith, Elevator Operator, absent because of illness from November 13, 1940, to November 21, 1940, at which time he will return to duty. Mr. Smith is being paid during his absence.

WPA PROJECT NO. 7159-0

George Williams, Supervisor, services terminated on November 18,

1940. Mr. Williams died on November 19, 1940.

SHADE TREE

Alphone Gialanella, temporarily appointed Plasterer-Mason, effective November 8, 1940, at a salary of \$14.50 per day.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the title of X-Ray Technician in the Bureau of Health, Department of Public Works, be and the same is hereby created at a salary of \$1200.00 per annum, effective November 1, 1940.

An X-Ray Technician is necessary on account of the greater number of dental treatments due to the increased size of our dental clinic in the dispensary and the increase due to a WPA Project with several additional full-time dentists. City Hospital has heretofore supplied all x-ray requirements of the dispensary. The capacity of the hospital x-ray facilities, however, has been expanded making a Health Department x-ray machine necessary. An X-Ray machine was purchased this month for \$900.00 with WPA money.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not voting: Commissioner Byrne.

RESOLVED, that the salary of one Genevieve Scanlon, Cleaner and Helper, employed in the Bureau of Health, Department of Public Works, be and the same is hereby increased from \$876 to \$960 per annum, effective April 16, 1940.

This salary increase was included in the budget of the Bureau of Health for the year, 1940, but when the resolution approving the increases was prepared, her name was omitted in error. This has been brought to our attention and we wish to correct this error at this time. Copy of letter from Dr. Erdman, of the Municipal Aid Administration approving the above salary adjustment.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

WHEREAS, the City is joint sponsor of WPA Sewing Room Project No. 6434-0; and,

WHEREAS, it is desirable that the City employ an instructor in the operation of said project; and,

WHEREAS, Albert Klemp, presently employed as Tailor, City Hospital, is qualified by training and experience, and is approved by the U. S. Works Progress Administration; and,

WHEREAS, the Director of the Department of Public Works consents to the temporary transfer of the said Albert Klemp from City Hospital, Department of Public Works, to the aforesaid WPA Project;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that there is hereby established for the said WPA Project the position of Instructor, at annual salary of \$1,980.00, payable semi-monthly, out of funds appropriated for WPA Projects; and Albert Klemp is hereby temporarily transferred to said WPA Project and designated and appointed such Project Instructor, at aforesaid compensation, commencing October 15, 1940; such employment to continue and terminate at the discretion of the Director of the Department of Public Works, and said Albert Klemp shall be on leave of absence from position as Tailor, City Hospital, to which he shall return upon the termination of his employment as Instructor aforesaid, and which temporary transfer is subject to approval of Civil Service Commission.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Assistant Superintendent be and the same is hereby created in the Newark City Alms House, Department of Public Works, at a salary of \$2,500 per annum, effective November 1, 1940.

The position of Assistant Superintendent at the Newark City Alms House becomes necessary by reason of the fact that the Newark City Hospital has recently been transferring an increased number of indigent convalescent patients to the Infirmary at the Newark City Alms House and as a result additional nurses and orderlies have become necessary to care for the increased amount of work.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Works Projects Administration, project Application No. 6434-0 to continue the employment of 710 persons to be retained from the relief rolls of the City to be employed upon the continuation of a project to make garments for free distribution to the needy in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Admin-

istration for said project amounting to \$485,420.00 is contingent upon the expenditure of \$122,050.00 by the City of Newark.

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$122,050.00 for the purpose aforesaid, to be paid from funds appropriated in the budget for the operation of Work Projects Administration Projects.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Projects Administration, project Application No. 6434-1-0 to provide for the employment of 214 persons to be taken from the relief rolls of the City to be employed upon a project to manufacture mattresses and comforters for free distribution to the needy in the City of Newark; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$159,074.00 is contingent upon the expenditure of \$44,764.00 by the City of Newark.

THEREFORE BE IT RESOLVED

By the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$44,764.00 for the purpose aforesaid, to be paid from funds appropriated in the budget for the operation of Work Projects Administration Projects.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

The items submitted herein have been audited by the Auditing Department and appear on regular certified list of bills submitted for approval. The purpose of this resolution is for departmental record, and constitute a duplication.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property be and the same are hereby approved:

PRINTING & STATIONERY**Miscellaneous Advertising**

Newark Evening News—Miscellaneous Advertising\$ 39.71

Newark Star Ledger—Miscellaneous Advertising 61.19

PRINTING & STATIONERY**Dedicated Revenue**

Monroe Calculating Machine Company, Inc.—Services 9.00

Newark Evening News—Bound Files 27.00

Newark Sunday Call—Bound Files 6.80

Underwood Elliott Fisher Co. Typewriter Rentals 30.00

PUBLIC BUILDINGS

Insurance Fund Commission—Fire Insurance 172.50

Insurance Fund Commission—Medical Expenses 2.00

Max S. Kotler—Locks & Keys 3.05

M. Lakind—Furnishing & installing Glass 59.00

N. J. Bell Telephone Co.—Service for Switchboard 835.16

N. J. Bell Telephone Co.—Service for Direct Wires..... 124.73

N. J. Commission for the Blind—Furniture Repairs 7.75

Public Church — School Seating Co.—Chair Rentals..... 18.00

Dr. Charles Restaino—Professional Services 42.00

SHADE TREE

Carl Banrwart—Incidentals 8.00

Cornelius J. Cronin—Transportation & Calls 5.00

Foley Chevrolet Motor Sales Co.—Greasing Truck 1.50

Wm. C. Hicks—Transportation & Telephone Calls 1.00

Insurance Fund Commission—Medical Compensation Award 158.00

Walter R. MacPherson—Transportation & Calls 5.00

McCarthy & Sharkey—Flat Tire Repairs 2.00

Newark City Hospital—Medical Services 3.00

Newark Saw Works—Saws Filed & Set 4.50

Solomon Newbarth—Transportation & Calls 5.00

N. J. Bell Telephone Co.—Services at Nursery 5.00

Public Service Elec. & Gas Co.—Electric 24.36

Sterling Motors Corp.—Repairs to Truck 21.20

Andrew J. Sweeney—Transportation & Calls 5.00

Patrick H. Tansey—Transportation & Calls 5.00

SMOKE ABATEMENT

Frank A. Chambers, Sec'y-
Treasurer, Smoke Preven-
tion Ass'n.—Annual Dues.... 10.00

WEIGHTS & MEASURES

S. H. Grossman, Inc.—
Adjusting Brakes, etc. 1.35

Willard E. Reed—Trial
Purchases from July to Oct. 14.43

Superior Garage of Newark,
Inc.—Storage & Service 35.75

WPA PROJECT NO. 119-0-99

John Morning—Rent for build-
ing located at 38 and 40
Norfolk St. 125.00

CENTRAL PURCHASE

City Treasurer—Postage 140.33

Hagin & Koplin—
Repairs on Car..... 1.10

Jersey Central Garage—
Storage on Car 8.00

Underwood Elliott Fisher
Co.—Typewriter Repairs 1.50

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolutions:

WHEREAS: The City of Newark
acquired at a tax sale held on October
1, 1935 Tax Sale Certificate No. 27798
covering lands known and designated
as Nos. 22-24 Rankin St., being Lot
No. 64, in Block 236, on the Assess-
ment Maps of the City of Newark.
This certificate was made and exe-
cuted by Reginald Parnell, acting as
Comptroller of the City of Newark
to the City of Newark, dated October
1, 1935, acknowledged November 15,
1935, and recorded in the Essex
County Register's Office in Book F
83 of Mortgages for said County, on
Page 91.

WHEREAS: The said certificate
was redeemed and fully paid on
September 16, 1937, and same cannot
be located for cancellation, The
owner of the property has requested
from the City a proper legal instru-
ment to effect a discharge of the city's
lien on the records of the Essex
County Register's Office.

BE IT RESOLVED, That Vincent
J. Murphy as Director of the Depart-
ment of Revenue and Finance be
authorized to execute a proper dis-
charge of said Tax Sale Certificate,
approved as to form by Law Depart-
ment.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Murphy, Mayor Ellenstein.

WHEREAS, ALFRED L. KIRBY
has heretofore represented to the
Board of Commissioners of the City

of Newark that he is in possession of certain information which might after some effort and possible litigation result in the City of Newark collecting a substantial sum of money from public utility companies domiciled in the City of Newark; and

WHEREAS, this information is of such a character that if the said Alfred L. Kirby were to disclose the same to the Board of Commissioners of the City of Newark, it, on behalf of the City, might accomplish practically the same result that he could; and,

WHEREAS, he has refused to disclose the specific information unless it be made the subject matter of a definite contract with respect to his compensation in the event that the City of Newark, as a result of such disclosure, collected any money; and

WHEREAS, the City of Newark has requested said Alfred L. Kirby to disclose such information, which request he has answered by a letter dated November 2, 1940, addressed to the Director of Revenue and Finance of the City of Newark; and

WHEREAS, The Board of Commissioners having been appraised of the contents of said letter of November 2, 1940, and having considered the same, is of the opinion that it is for the best interests of the City of Newark that Alfred L. Kirby be retained as a tax expert for the purpose of attempting to collect moneys which may be due the City of Newark, in the form of taxes on intangible personal property which have not, in any way, directly or indirectly, for the year 1939, been assessed against or collected from public utilities companies in the City of Newark; and,

WHEREAS, the said Alfred L. Kirby agrees that he will prepare, or cause to be prepared, complaints in the name of the City of Newark, by the Board of Commissioners, and will file the same with the Essex County Board of Taxation, and will make service of proper notice and within time as required by law, upon the Utilities companies concerned, for the said omitted taxes for the taxing year 1939;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the City of Newark enter into a contract with respect to the matter, with Alfred L. Kirby, of the City of Newark, County of Essex and State of New Jersey, such proposed contract to be in the form to be approved by the Law Department; and the Director of Revenue & Finance, the fee not to exceed 15% of the amounts recovered.

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance of the City of Newark be and he is hereby authorized and empowered to cooperate with the said Alfred L. Kirby, and if necessary, to execute any petitions, complaints or other legal documents, on behalf of the City of Newark, which are deemed necessary or essential to commence and prosecute the proceedings contemplated in said contract and to request the cooperation of any other city official or agent for that purpose; and

BE IT FURTHER RESOLVED, that all such proceedings on behalf of the City of Newark shall be in its corporate name, and in the name of the Corporation Counsel of the City of Newark, as its attorney of record; and

BE IT FURTHER RESOLVED, that all expenses, costs or legal fees and all disbursements of any kind or nature or fees of any kind or nature shall be paid for by said Alfred L. Kirby, and that the only obligation or expenses, costs or fees which shall be incurred or paid by the City of Newark shall be the compensation described in the aforementioned contract; and

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance and the City Clerk of the City of Newark be and they are authorized and directed to execute said proposed contract between Alfred L. Kirby and the City of Newark, on behalf of the City of Newark, after approval thereof, as to form, by the Law Department.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
Newark, New Jersey

November 20, 1940

The Board of Commissioners
of the City of Newark,

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1938 (40; 55-39 Revised Statutes of 1937) that the following application for a variance from the terms of the Zoning Ordinance be allowed:

*290-298 Plane Street, Fidelity Union Trust Company, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 21, 1941.

Respectfully submitted,
BOARD OF ADJUSTMENT
R. B. Rankin,
Secretary.

Filed. Copy to be sent to each commissioner and further action postponed to November 27, 1940.

The City Clerk: We have a communication over the signature of Russell B. Rankin, secretary to the Board of Adjustment, submitting to this Board for a hearing date to be set one week from today, one zoning matter, Mr. Mayor, that is a renewal and can be disposed of under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fidelity Union Trust Company, owner, for the renewal of a permit for an automobile parking station; premises 290-298 Plane Street; such use to be limited to the period of one year ending November 21, 1941.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The usual five resolutions introduced weekly by Di-

rector Murphy will be considered as though they had been read.

A resolution re-assigning Divisions in Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

A statement of the result of a General Election held in the City of Newark, November 5, 1940, together with final certificate and Declaration of the County Clerk, viz:

"shall The City of Newark finance WPA costs for streets, sewers, waterline and other capital improvements by paying all in one year?"

Yes—15,134 No—23,054

"shall The City of Newark finance WPA costs for streets, sewers, waterline and other capital improvements by spreading payment over the life of the improvement by bond issue?"

Yes—25,920 No—14,897

Was received and ordered filed.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights & Measures for September, 1940.

Department of Buildings for September, 1940.

Clerk of First District Court for September, 1940.

Clerk of Second District Court for September, 1940.

Superintendent of Alms House for September, 1940.

City Clerk (2) for September, 1940.

Thomas F. Guthrie, Chief Clerk,

1st Criminal Court, for September 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, for September, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for September, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for September, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for September, 1940.

Robert J. Beckley, Clerk 3rd Criminal Court, for September, 1940.

Elizabeth S. Lewis, Clerk Family Court, for September, 1940.

City Treasurer for September, 1940.

Comptroller for September, 1940.

Ordered filed.

CITY OF NEWARK, NEW JERSEY
Department of Revenue and Finance

October 1, 1940

To the Honorable,
The Commissioners of the City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J., approved February 22, 1866' I herewith present a statement of the receipts and disbursements for the month of September, 1940:

RECEIPTS

Cash on hand—
Aug. 31, 1940\$6,356,216.82

Rec'd from Comptrol-
ler—Sept. 1,327,516.21

\$7,683,733.03

DISBURSEMENTS

By Warrant\$2,731,070.37

Without Warrant 860,140.24

\$3,591,210.61

Cash on hand—
September 30, 1940.....\$4,092,522.42

Respectfully,

Vincent J. Murphy,
Director of Revenue &
Finance.

By: Joseph J. Kroehl.

Ordered filed.

MONTHLY STATEMENT OF CASH COLLECTIONS

CITY OF NEWARK, N. J., SEPTEMBER, 1940

Description	September, 1939		% Col.		September, 1940		Budget Anticipation this Year	% Col. This Year
	Last Month	This Year's Collections Tot. to Date	Last Yr.		This Month	Collection Tot. to Date		
Licenses:								
Sale of Alcoholic Beverages\$	682.54	\$ 623,474.00	99.64	\$	1,163.44	\$ 616,004.11	\$ 622,817.63	98.91
Ice Cream, Plumbing and Refuse	494.00	11,022.50	122.44		97.50	9,260.00	11,100.00	83.43
All other Licenses	4,612.52	101,408.91	88.80		7,177.96	101,887.80	116,000.00	87.83
Fees and Permits:								
Tax Search Fees	550.50	6,719.50	95.50		848.50	6,924.00	8,300.00	83.42
Building and Electrical Work Permits	2,963.23	21,650.95	75.09		2,672.33	25,316.29	31,900.00	79.36
Public Sewer Connection Tap Fees	230.00	1,310.00	98.50		180.00	2,460.00	2,500.00	98.40
Towels, Soap, Bathing Suits	2,290.28	15,891.77	74.85		2,757.05	14,268.53	20,700.00	68.93
Combustible, Moving Picture, Garage and Miscellaneous Permits	1,329.15	13,979.45	66.01		1,145.00	13,256.40	19,400.00	68.33
Receipts for Patients Treated	1,014.91	15,267.19	56.02		2,365.32	20,721.71	22,600.00	91.69

Description	September, 1939 Last Year's Collections Month	% Col. Tot. to Date Last Yr.	September, 1940 This Year's Collection Month	Tot. to Date	Budget Anticipation this Year	% Col. This Year
Contribution by City of East Orange for Passaic Valley Sewer Maintenance .....	.....	27,920.66 100.00	.....	32,450.83	27,900.00	108.50
Jury and Listing Fees	3,009.25	28,031.05 67.88	2,954.85	28,264.56	36,600.00	77.23
Animal, Chicken, Plumbing Permits and Miscellaneous Fees	2,512.00	7,377.70 102.94	621.80	6,270.80	10,000.00	62.71
Transcript Fees for Births, Deaths, Etc.	364.00	4,556.00 77.80	965.50	5,916.85	5,800.00	102.01
Fines: Magistrates	7,417.75	65,420.00 74.39	4,274.65	49,041.75	84,500.00	58.04
Overdue and Lost Books	1,205.27	16,419.77 82.08	1,126.73	13,938.44	21,200.00	65.75
Interest and Costs on Assess- ments	369.95	5,648.14 54.07	2,883.78	9,672.16	9,400.00	102.89
Interest and Costs on Taxes	70,933.26	518,791.88 59.85	35,126.81	342,024.33	640,000.00	53.44
State and Other Aid:						
Gas Tax Refund .....	.....	17,411.67 86.02	4,945.50	22,904.43	27,000.00	84.83
Public Lighting Reimburse- ment	1,408.47	4,225.41 132.42	1,376.58	4,161.63	5,600.00	74.31
Bill Board Tax .....	.....	2,511.00 100.00	.....	3,285.55	2,900.00	113.30

Description	September, 1939 Last Year's Month	September, 1939 Collections Tot. to Date	% Col. Last Yr.	September, 1940 This Year's Month	September, 1940 Collection Tot. to Date	Budget Anticipation this Year	% Col. This Year
State Aid for Relief, 1938.....	.....	.....	.....	.....	.....	.....	.....
Franchise and Gross Receipts Taxes of 1938-1939 .....	.....	15.26	00.00	.....	77.10	1,768,986.97	.04
Franchise Taxes of 1939-1940....	64.37	2,524.71	00.01	45.38	4,038.32	685,513.00	00.59
Gross Receipts Taxes of 1939- 1940	54.46	54.46	00.00	20.71	41.43	710,391.00	.05
Bus Receipts Tax: 5% Trolley...	.....	.....	.....	.....	.....	21,300.00	.....
Jitney Tax	17,333.80	192,170.23	84.28	18,175.41	183,998.33	253,400.00	72.61
Leases and Rentals:							
City Owned Property	11,301.50	102,112.00	69.04	14,446.82	126,396.74	162,500.00	77.78
Rent: Army Base	8,333.34	75,000.00	75.00	8,333.34	75,000.00	100,000.00	75.00
Rent: City Railway .....	.....	.....	.....	.....	.....	.....	.....
Reimbursement:							
Lighting Inspectors Salary .....	.....	.....	.....	.....	1,500.00	1,500.00	100.00
Total Miscellaneous Revenues Anticipated:							
Real Estate Arrears:							
"Regular"	435,148.50	4,138,320.63	77.34	181,321.27	2,814,514.99	4,541,036.98	71.23
Personal Arrears	24,675.88	548,347.12	.....	44,613.44	419,855.41	.....	.....

Description	September, 1939 Last Year's Month	September, 1939 Tot. to Date Col.	% Col. Last Yr.	September, 1940 This Year's Month	September, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
Tax Title Liens:							
Real Estate Taxes	38,878.09	352,371.56	51.06	21,058.76	268,438.11	513,988.61	52.24
Interest and Costs:							
Lien Certificates	2,816.29	24,010.81	.....	.....	14,147.81	.....	.....
Special Items of General Revenue:							
Leases and Rentals of City Owned Property	416.66	8,257.14	.....	.....	.....	.....	.....
Smoke Abatement Bureau Fees	421.00	865.00	.....	353.00	2,419.00	5,800.00	41.71
Zoning Board Fees	190.00	860.00	.....	140.00	2,170.00	2,100.00	103.33
Bill Board Tax	50.00	50.00	.....	.....	.....	.....	.....
Foreclosed Property Rents...	112.00	247.00	.....	.....	.....	.....	.....
Farmers Market Fees .....	.....	450.00	.....	50.00	2,850.00	2,900.00	98.28
Current Tax Collections	1,118,676.68	23,081,650.29	61.20	579,694.62	26,830,236.64	37,749,140.30	71.08
Miscellaneous Revenue Not Anticipated							
Anticipated	2,206.06	7,596.70	.....	464.18	13,254.07	.....	.....
Alms House .....	.....	.....	.....	.....	.....	.....	.....

Description	September, 1939 Last Year's Month	September, 1939 Collections Tot. to Date	% Col. Last Yr.	September, 1940 This Year's Month	September, 1940 Collection Tot. to Date	Budget Anticipation this Year	% Col. This Year
City Home .....	.....	.....	.....	.....	.....	.....	.....
Police Department .....	.....	.....	.....	.....	.....	.....	.....
Street Cleaning .....	.....	.....	.....	.....	.....	.....	.....
Board of Adjustment .....	.....	.....	.....	.....	.....	.....	.....
Other .....	.....	.....	.....	.....	.....	.....	.....
Dedicated Revenue:							
Newark Airport	11,614.49	95,870.10	73.01	21,765.10	155,521.09	288,160.00	53.97
Bureau of Water	174,489.33	1,844,682.09	71.84	191,570.55	1,899,364.04	2,600,728.04	73.03
Bureau of Docks	18,808.87	92,515.19	81.60	.....	.....	.....	.....
Bureau of Streets	2,019.30	39,041.24	40.66	1,013.75	36,446.93	69,741.00	52.26
Bureau of Street Cleaning	134.00	9,810.31	68.75	101.00	11,835.19	13,938.00	84.91
House Sewer Connections	1,896.51	18,699.84	87.75	930.00	18,840.03	28,706.00	65.63
Outdoor Poor	850.00	6,129.94	65.91	1,500.00	8,718.01	8,300.00	105.04
Weights and Measures .....	.....	2,936.50	106.30	.....	2,942.50	7,936.50	37.07
Bureau of Motors .....	.....	9,260.59	03.03	.....	46.25	325,828.00	00.01
Printing and Stationery	2,624.22	26,148.23	05.67	.....	133.34	125,000.00	00.10
Shade Tree	44.59	1,007.93	50.40	56.23	965.53	1,203.98	79.86

Description	September, 1939		% Col.		September, 1940 This Year's Collection Month	September, 1940 Tot. to Date	Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Tot. to Date Last Yr.	Last Year's Month	Tot. to Date Last Yr.				
Public Outings .....	.....	.....	.....	.....	.....	.....	.....	.....
City Hospital: Payroll Credits	14.55	85.63	2.26	109.68	.....	.....	.....	.....
Convalescent Hospital: Payroll Credits .....	.....	17.80	.....	25.86	.....	.....	.....	.....
Administration of Relief	62.05	525.63	52.90	493.39	.....	.....	.....	.....
200 Washington Street Corp.	833.33	7,499.97	833.33	7,499.97	.....	.....	.....	.....
Henry C. Jones Estate	27.61	1,970.45	29.91	145.57	.....	.....	.....	.....
Redemption of Lien	.....	.....	.....	.....	.....	.....	.....	.....
Certificates	25,264.11	234,146.49	4,935.84	78,166.51	.....	.....	.....	.....
U. S. Social Hygiene .....	.....	6,450.00	.....	7,300.00	.....	.....	.....	.....
Emergency Relief, 1938	514,755.83	1,214,755.83	.....	2,849.98	.....	.....	.....	.....
Emergency Relief, 1939 .....	.....	842,012.98	.....	652,614.25	.....	.....	.....	.....
Public Schools	248,356.82	4,839,356.21	1,026,801.28	5,907,850.88	.....	.....	.....	.....
Refunds—Current Taxes .....	.....	5,312.81	88.72	14,511.09	.....	.....	.....	.....
Return Checks—Current Taxes .....	.....	15,909.35	3,394.47	51,837.37	.....	.....	.....	.....
Regular Assessments	940.19	117,438.66	8,327.26	25,464.09	.....	.....	.....	.....
Poor Relief Surplus .....	.....	.....	429.91	1,315,065.89	.....	.....	1,380,000.00	95.29

Description	September, 1939		% Col.		September, 1940		Budget		% Col.	
	Month	Tot. to Date	Month	Last Yr.	Month	Tot. to Date	this Year	this Year	Month	This Year
Grading, Curbing, Flagging
1940 Relief	202,902.13	.....	.....	.....	.....
House Sewer Connections
U. S. Health San. Acct.	7,000.00	.....	.....	.....	.....
Side Walks
Water Service Conn.
T. T. L. Assessments	230.60	53,332.73	.....	.....	106.70	34,870.07	.....	.....	.....	.....
Sewers
Grading, Curbing, Flagging....
Openings
House Sewer Connections
Shade Trees
Sidewalks
Miscellaneous

Description	September, 1939		% Col. Last Yr.	September, 1940		% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date	
Other Cash Collections	1,146,942.36	5,853,922.15	.....	150,968.05	5,409,126.32	.....
Over Deposit .....	.....	199.62	.....	.....	4.71	.....
Totals	\$3,911,975.47	\$45,382,978.73		\$2,354,317.49	\$47,939,668.79	
Under Deposit	22.63	218.12			2.22	

Ordered filed.

Vincent J. Murphy.

Mayor Ellenstein: We will now proceed to balloting for candidates to fill the vacancy which exists in the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia, being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations:

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations:

I will present the name of Louis R.

Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations:

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations,

having received but two votes is declared not elected.

I will present the name of Dr. Fillippone. As many as are in favor of Dr. Fillippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Are there any other presentations? What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

The roll being called, the motion was declared adopted by the following votes:

Mayor Ellenstein: Dr. Fillippone having received but two votes is declared not elected.

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

Are there any other presentations? I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

.....
.....
.....
.....

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

The Board of Commissioners of
The City of Newark, New Jersey.

Mayor Ellenstein: Mr. Cozzoline

.....
City Clerk.

Newark, N. J., November 27, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., standard time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move the reading of the minutes be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to acquire by gift the premises situate on Broad Street, between Academy Street and Raymond Boulevard, known as "Old Post Office property," and stated today was the time fixed for a hearing thereon, the ordinance having been presented for information November 13th, 1940.

Commissioner Byrne: I move action on this ordinance be deferred until January 8, 1941.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to amend Section 5 of an Ordinance entitled: "An Ordinance to license and regulate billiard rooms, pool rooms, restaurants (other than hotel restaurants), cigar stores, boot blacking parlors, bowling alleys (other than bowling alleys in licensed saloons and incorporated clubs), outdoor miniature golf course, indoor miniature golf course, and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24, 1918," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any citizen who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend section 5 of an ordinance entitled: 'An Ordinance to license and regulate bill-

iard rooms, pool rooms, restaurants (other than hotel restaurants), cigar stores, boot blacking parlors, bowling alleys (other than bowling alleys in licensed saloons and incorporated clubs), outdoor miniature golf course, indoor miniature golf course, and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24, 1918," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

"An Ordinance to amend section 5 of an Ordinance entitled: 'An Ordinance to license and regulate billiard rooms, pool rooms, restaurants (other than hotel restaurants), cigar stores, boot blacking parlors, bowling alleys (other than bowling alleys in licensed saloons and incorporated clubs), outdoor miniature golf course, indoor miniature golf course, and such other places as may exist wherein other games of skill may be carried on and conducted,' adopted January 24, 1918."

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance making an appropriation to finance the cost of constructing swimming pools.

The Board of Commissioners of the City of Newark do ordain as follows:

Section 1: The sum of thirty-three thousand three hundred and thirty-three dollars and thirty-four cents (\$33,333.34) shall be set aside from available moneys in the capital surplus account and is hereby appropriated to the payment of the cost of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West, and in the public playground abutting on Boylan Street, and upon property abutting on Clifton Avenue and owned by the City of Newark.

Section 2: Pursuant to 1937 R.S. 40: 1-85, it is hereby stated and determined that there exists an equal period of usefulness for this purpose as compared to the purpose for which the bonds were originally issued.

Section 3: This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy: As I understand it, there seems to be a question now where the \$500,000 in the original bond ordinance has been expended and the \$33,000 that was set up in the budget as a down payment is desired to be used in addition to the \$500,000.

Of course, the question comes into my mind, and I don't know whether you have a full report to be able to answer it or not,—how much is it going to cost to finish the swimming pool?

Mayor Ellenstein: They are practically completed now; and my understanding is—

Commissioner Murphy: Is the \$33,000 sufficient in order to complete the pools?

Mayor Ellenstein: Why this last minute on this ordinance?

Mr. Kane: We just got it finished.

Mayor Ellenstein: Who sponsored it? Who requested it?

Mr. Kane: The history of the situation is this: In 1939 you put \$33,333.34 in the budget on a down payment on the original bond issue. Mr. Washburn contends that that was an appropriation, that money can be spent without any further action by the Commission. Mr. Darby says that isn't so, you must have an ordinance appropriating the money. Now, I have conferred with both of them and with Mr. Farrell of the Director's office—

Mayor Ellenstein: This is not a new appropriation. This is—

Mr. Kane: It is a question where two experts disagree whether we have to have an ordinance—

Commissioner Murphy: Well, it is an additional amount, because at the time, as I recall, we estimated the pools—or at least, they were estimated to be \$500,000 to complete. Now, of course, that is spent, there are additional expenditures, and the question

is to use the \$33,000 or whatever portion is necessary. And the question that comes to my mind is, is that sufficient? Is that going to be enough?

Mr. Kane: Well, I can say this, I asked Mr. Schlosser, and he said as far as he knows that will cover everything.

Mayor Ellenstein: This is not in excess of the \$500,000, this is part of the 500,000.

Mr. Kane: No, it is in excess because you issued \$500,000.

Mayor Ellenstein: Where does this \$33,000 come from, was that a down payment?

Mr. Kane: Yes, but it was not used. And Mr. Darby asserts that it not having been used it is automatically transferred to capital surplus, and in order to use it, it is necessary to pass an ordinance appropriating the money out of capital surplus.

Now, the ordinance was drawn by Mr. Washburne and sent over here this morning, and I talked it over with Mr. Hulshart of Mr. Darby's office, and they suggested an amendment, and that is the reason it just got in.

Mayor Ellenstein: Suppose we introduce it for first reading, and in the meantime the City Clerk will request the Chief Engineer to submit a report to each one of the commissioners as to the completion of the pools and whether this \$33,000 will be sufficient.

Commissioner Murphy: Check up on all these agreements and then you can see. If we need \$40,000 or \$60,000, there is no necessity of passing one for \$33,000.

Mayor Ellenstein: Except that is all you have in the capital fund.

Mr. Kane: You would have more money in the capital fund, but this is all you put in there for those swimming pools.

Mayor Ellenstein: Then the City Clerk is instructed to ask the Chief Engineer to submit to each one of the commissioners a report on the cost to complete and whether this \$33,000 is ample to complete.

Commissioner Franklin moved that December 11, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of Fourteen Thousand One Hundred Seventy-nine Dollars and Thirty-four Cents (\$14,179.34) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board—Assessors	
Division	\$ 1,253.75
Tax Receiver—Addresso-	
graph Division	58.20
Advertising Tax Sale	30.00
Reserve for Overpayment	
—Tax Receiver	12,837.39
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	\$14,179.34

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Six Thousand Two Hundred Forty-seven Dollars and Sixty-three Cents (\$6,247.63) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	
(1939)	\$ 6,210.75

Remissions—Prior Years	
Taxes Granted by State	
Board of Tax Appeals	
(1938)	36.88
	<hr/>
	\$ 6,247.63

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of One Thousand, Forty-one Dollars and Ninety-three Cents (\$1,041.93) be and the same is hereby appropriated to the persons named, on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 16.96
Board of Adjustment	268.00
Law Department	197.83
Reserve for Liabilities—	
Law Department	453.25
Emergency Relief Admin-	
istration	17.88
W.P.A. Housekeeping	
Aide Project No. 6722-O-	
A52	88.00
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	\$ 1,041.93

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of One Hundred and Forty-five Dollars (\$145.00) be and the same is hereby appropriated to the persons named

on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	25.00
Municipal Board of Alcoholic Beverage Control	105.00
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	\$145.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Two Thousand, Eight Hundred Seventy-four Dollars and Eighty-four Cents (\$2,874.84) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Central Purchase	\$ 53.60
Director's Office	62.39
Public Buildings	2,604.89
Shade Tree	119.11
Smoke Abatement	16.86
Weights and Measures	17.99
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	\$ 2,874.84

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Three Hundred Sixty-eight Dollars and Ninety Cents (\$3,368.90) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 20th and November 23rd, 1940, as follows:

Shade Tree	\$2,088.90
Public Buildings	1,280.00
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	\$3,368.90

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED,, That the sum of Four Hundred Dollars (\$400.00) be and the same hereby is appropriated to the persons named as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$400.00
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M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-seven Thousand Five Hundred Thirty Dollars and Thirty Cents (\$37,530.30) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, Weekly Payroll,
Period Ending November 20, 1940;**

Port Newark Operations..	\$ 1,771.40
Bureau of Motors	1,255.46
Bureau of Streets	2,001.41
Bureau of Sewers	899.19
House Sewer Connections..	552.53
Bureau of Street Cleaning	21,011.70
Street Construction	1,400.99
Bureau of Water	8,637.62
	<hr/>
	\$ 37,530.30

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of

Twenty-nine thousand, four hundred sixty-three dollars and fifty-two cents (\$29,463.52) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA	
Project No. 6926-7)	\$29,278.52
Airport Construction	185.00
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	\$29,463.52

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Seventeen Thousand Five Hundred and four Dollars and Nineteen Cents (\$17,504.19) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$ 1,374.74
Streets	364.00
Newspapers	28.95
City Clerk	121.55
Contingent	153.55
City Clerk	80.40
Reserve for Liabilities	
(Street Cleaning)	15,381.00
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	\$ 17,504.19

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the following bond be and the same is hereby approved as to sufficiency:

Vincent J. Murphy, member of the Sinking Fund Commission.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R. S. 40: 2-30, transfer of appropriations, the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Public Works as follows:

From the Newark City Home, Personal Service to the Bureau of Baths, Personal Service, \$17,600.00.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, transfers of appropriations, that the Mayor of the City of Newark as Supervisor of the Department of Public Safety, be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Safety:

From Personal Services, Director's Office	\$1,100.00
To Personal Services, License Division	\$1,100.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark,

that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Revenue and Finance as follows:

From—Tax Receiver—Cashier's Division
Other than Personal Services

\$1,000.00

To—Tax Receiver—Bookkeeping Division
Other than Personal Services

\$1,000.00

From—Tax Receiver—Addressograph Division
Other than Personal Services

\$3,000.00

Tax Receiver—Counter Division
Other than Personal Services

\$3,000.00

To—Tax Board—Assessors Division
Other than Personal Services

\$6,000.00

From—Court Costs

Other than Personal Services

\$1,000.00

To—Auditor's Office

Personal Services\$500.00

Other than Personal

Services\$500.00

From—Board Assessments Local Improvements

Other than Personal Services

\$3,500.00

To—Advertising Tax Sale

Other than Personal Services

\$3,500.00

From—Advertising Tax Sale

Personal Services \$500.00

To—Advertising Tax Sale

Other than Personal Services

\$500.00

From—Maintenance Foreclosed

Properties

Other than Personal Services

\$2,000.00

To—Printing Annual Report

Other than Personal Services

\$2,000.00

From—Maintenance Foreclosed

Properties

Other than Personal Services

\$1,000.00

To—Treasurer's Office

Other than Personal Services

\$1,000.00

Vincent J. Murphy

M. Ellenstein

Jos. M. Byrne, Jr.

Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, the premises situate at 60-84 Polk Street, Block 1997, Lots 41 and 46 and 55 and 61-65, has been heretofore assessed as one parcel of land; and

WHEREAS, there is outstanding thereon the following lien, to wit:

1936 Tax	\$ 596.40
1937 Tax	1,033.20
1938 Tax	1,290.80
1939 Tax	1,274.00

1940 Tax 1,319.20
 1941 Tax—1st half 659.60

Interest and Cost 391.19; and

WHEREAS, Flockhart Foundry Co. has made application for apportionment of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make apportionment of the liens aforesaid on the above described property, as requested in application, all in manner provided and required by law, subject to approval of the Law Department as to form and procedure.

Vincent J. Murphy
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, Clark & Company, a corporation, formerly located at 154 Rose Street, Newark, discontinued business in the month of June, 1938; and,

WHEREAS, there are taxes owed and due the City of Newark for the year 1938 in the sum of \$1,931.59, and for the year 1937 in the sum of \$291.50; and,

WHEREAS, Henry B. Clark, former president of the company in an affidavit which is attached hereto and made a part hereof, submits that the company has no assets other than \$300.00, and offers this sum in settlement of the outstanding taxes due; and,

WHEREAS, the Director of the Department of Revenue and Finance submits the affidavit of Mr. Clark, and there being no other assets of the corporation, and no evidence indicating that there has been any attempt to avoid the payment of taxes, other than that the company has no other assets;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance, if he is satisfied that there are no other assets, shall accept the sum of \$300.00 and cancel the remainder of said taxes.

Vincent J. Murphy
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, David Wasserman acquired tax sale certificates Nos. 27785 and 29863, and paid therefore to the City of Newark the sum of \$1,006.85, and \$306.90, respectively, making in all the sum of \$1,313.75, which said certificates are for premises known as No. 63 South Orange Avenue, Block 229, Lot 37, in the City of Newark; and

WHEREAS, it appears that said David Wasserman purchased the same erroneously and under a mistake of fact, believing that said property was actually the land and building known as 65 South Orange Avenue; and,

WHEREAS, application has been made for a refund of said purchase price paid to the City of Newark for said certificates;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Comptroller of the City of Newark be and he is hereby authorized to refund said sum of \$1,313.75 to David Wasserman, upon condition that proper assignments of said certificates be executed to the City of Newark, to be approved, as to form, by the Law Department.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, William Prakapas is an honorably discharged veteran and is entitled to an annual exemption for \$300.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, William Prakapas was the owner of record of premises known and designated as Block 2033, Lot 20, 34 Darcy Street, Newark, New Jersey which

was assessed at a valuation of \$6,200.00, tax \$282.10

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said William Prakapas be granted exemption of \$300.00, tax \$13.65 for 1939, from the assessed valuation on his property known as Block 2033, Lot 20, 34 Darcy Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, R. William Emmert is an honorably discharged veteran and is entitled to an annual exemption of \$400.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, R. William Emmert was the owner of record of premises known and designated as Block 328, Lot 38, 474 South 16th Street, Newark, New Jersey which was assessed at a valuation of \$7,000, tax \$318.50.

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said R. William Emmert be granted exemption of \$400.00, tax \$18.20 for 1939 from the assessed valuation on his property known as Block 328, Lot 38, 474 South 16th Street, Newark, and that

the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, Frank J. Jackson is an honorably discharged veteran and is entitled to an annual exemption for \$500.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938 Frank F. Jackson was the owner of record of premises known and designated as Block 529, Lot 34, 141 Fourth Avenue, Newark, New Jersey which was assessed at a valuation of \$3,100, tax \$141.05.

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Frank J. Jackson be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 529, Lot 34, 141 Fourth Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, Joseph Lardiere is an honorably discharged veteran and is entitled to an annual exemption for \$500.00 from the assessed value of his real estate but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Joseph Lardiere was the owner of record of premises known and designated as Block 2853, Lot 32, 250 Orange Street, Newark, New Jersey, which was assessed at a valuation of \$18,900, tax \$859.95.

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Joseph Lardiere be granted exemption of \$500.00, tax \$22.75 for 1939 from the assessed valuation on his property known as Block 2853, Lot 32, 250 Orange Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

WHEREAS, Dr. S. Hirschberg is an honorably discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his

personal property but failed to obtain same for the year 1939;

WHEREAS on October 1st, 1938, Dr. S. Hirschberg was the owner of record of personal property located at 615 High Street, Newark, which was assessed at a valuation of \$500.00, tax \$22.75;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Dr. S. Hirschberg be granted an exemption of \$500.00, tax \$22.75 for 1939 and that the Receiver be and he is hereby authorized to record the same exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Celluloid Corporation, situate in the area bounded by Ferry, Magazine, Darcy and Niagara Streets, approximately 27 acres, employing about 1,600 people and an annual payroll of \$100,000.00; and,

WHEREAS, the said Celluloid Corporation is presently engaged in the manufacture of essential materials; and,

WHEREAS, because of the nature of the work, the convenience of the government, and necessity relative to

public safety, the Celluloid Corporation has petitioned the City to permit it to temporarily close Westcott and Ashbridge Streets, between Ferry and Darcy Streets, as set forth in petition attached hereto, and shown on the map accompanying said petition, and subject to the conditions that are contained in the letter dated August 29, 1940, addressed to the Fire Department, copy of which is attached hereto; and,

WHEREAS, Mayor Meyer C. Ellenstein recommends to the City Commission that the request of the Celluloid Corporation for the temporary closing of these streets, to meet the needs of the corporation in the matter aforesaid, and as set forth in the said petition, be granted;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Celluloid Corporation be and is hereby authorized to erect at the points set forth in the petition, and as indicated on map, gates for the purpose of temporarily closing from public use Westcott and Ashbridge Streets, in the manner herein before stated; it being understood and agreed that the closing of these streets temporarily does not concede to the Celluloid Corporation the relinquishment by the City of the right, title and interest of the City therein, or the rights of the public therein, except as the use by the public is temporarily discontinued, and that this action does not constitute a vacation of the streets; and the temporary closing of these streets shall be, notwithstanding anything herein contained to the contrary, maintained in a manner approved and continuing subject to the approval of The City of Newark; and the Celluloid Corporation agrees that it will

meet all requirements of the City now and during the continuing period of the closing of the streets, and that the City reserves the right to discontinue the closing off of said streets at any time to meet the public convenience.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) eight passenger Buick Automobile for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8450, dated September 11, 1940, the

Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Storage Batteries for the Department of Public Affairs, Public Works and Public Safety, for the period of one (1) year, at the unit prices shown on list in the Department of Central Purchase, at the following approximate totals, to each named contractor:

THOS. A. EDISON, INC., EMARK BATTERY DIVISION — Approximately \$1,241.90.

BURNET TIRE & BATTERY COMPANY, Approximately \$4,702.20.

GENERAL LEAD BATTERIES COMPANY, Approximately \$1,627.44.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

Approx. 2 16" Male and Bell Couplings @ \$33.79 ea.

Approx. 2 pcs. 16"x55" Long lb \$21.60 ea.

Approx. 1 pc. 16"x39" Long @ \$16.76 ea.

Approx. 1 pc. 16"x33" Long @ \$15.50 ea.

Approx. 1 16" Close Nipple lb \$3.48 ea.

Approx. 4 16" 45° Bends @ \$46.18 ea.

Approx. 2 16" 90° Bends @ \$59.90 ea.

Approx. 2 16" 90° Base Elbows @ \$76.32 ea.

The roll being called, the resolution was declared adopted by the following votes:

YEAS: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8782, dated October 30, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

THE CENTRAL FOUNDRY COMPANY—Newark, N. J.

(Public Affairs)

Approx. 32 lengths 16"x6'0" Class 250 Type T Pipe & \$3.70 ft.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8718, dated October 23, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest

responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

CHAMPION PAPER PRODUCTS
COMPANY—Newark, N. J.

(All Departments excepting Revenue
and Finance)

Approx. 300,000 Paper Cups—Flat
Bottom @ \$1.74 per M.

C. G. WINANS COMPANY—
Newark, N. J.

(All Departments excepting Revenue
and Finance)

Approx. 1,200 cases Paper Towels, 30
pkg. standard case lots @ .0759 pkg.

Approx. 1,500,000 Paper Cups—Cone
Shope @ \$1.12 per M.

Approx. 700 cases Toilet Tissue, 50
rolls to case, 2,000 sheets to roll,
standard case lots @ .07 per roll.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the
Department of Parks and Public Prop-
erty did solicit informal bids for the
following material and work for
plumbing repairs in the sub-base-
ment of City Hall, Newark, to wit:

Disconnect water meter from
present 4" line, take out valve and
nipples and replace this valve with
one 4" Jenkins Bronze body out-
side screw and yoke brass trimming
wedge gate valve, 200 lb. pressure.
Also furnish and install 4" X.H.
brass nipples and one spool piece
with brass flanges to match pres-
ent flanges which are now connected
to the meter. Furnish and install
new gaskets and new flange bolts.

Work to be done on Sunday;

and did receive as estimate from Leo
T. McSulla of Two Hundred Forty-
seven Dollars and Fifty Cents
(\$247.50), which the Director deems
to be the lowest bid he can obtain
for such work;

THEREFORE, BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark that the aforesaid Di-
rector be and he is hereby authorized
to contract accordingly, subject to
the requirements of all State Laws
and City ordinances governing mu-
nicipal contracts.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That Archie Korngut and Rocco Angelo, who have been certified as eligible by the Civil Service Commission, be and they are hereby appointed to the position of Clerk in the City Clerk's Department of the Department of Public Affairs at an annual salary of \$960 per annum, payable semi-monthly as other salaries are paid, effective December 1st, 1940.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioners Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of December and the second half of November, 1940, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Marguerite Dow-Dell, temporarily appointed Telephone Operator, effective November 25th, 1940, for a period of one week, at a salary of \$20.00 per week.

W.P.A. PROJECT NO. 7159-0

Joseph G. Besch, an American citizen residing at 73 Lehigh Avenue, Newark, temporarily appointed Supervisor, effective December 1st, 1940, at a salary of \$1,500 per annum. Mr. Becsh is being appointed to complete records which were being compiled by George Williams, former Supervisor whose services terminated on November 19th, 1940, because of death.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

November 26, 1940.

The Board of Commissioners
of the City of Newark,

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1938 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

320-332 Orange Street; Paramount Realty Co., owner; permit for the construction of a public garage for the sale and service of automobiles and trucks.

*333-335 Frelinghuysen Avenue; David B. Kaplus, Inc.; renewal of permit for an automobile sales station, such use to be limited to the period of two years ending November 25, 1942.

*1021-1023 Broad Street; The Universal Motors, Inc.; renewal of permit for an automobile sales station, such use to be limited to the period of one year ending November 21, 1941.

31 Mott Street; D. A. Hopper, Jr.; permit for the construction of a four-car additional garage; on condition that the building be constructed three feet from the southerly line of the property.

Respectfully submitted,

BOARD OF ADJUSTMENT.

R. B. Rankin,
Secretary.

Filed. Copy to be sent to each commissioner and further action postponed to December 4, 1940.

The City Clerk: We have a communication from the Board of Adjustment over the signature of Russell B. Rankin, Secretary, referring to this Board four matters, two of which are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these two cases.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of David B. Kaplus, Inc. (Sterling Leather Works, owner), for the renewal of a permit for an automobile sales station; premises 333-335 Frelinghuysen Avenue; such use to be limited to the period of two years ending November 25, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved:

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of The Universal Motors, Inc. (United States Savings Bank, owner); for the renewal of a permit for an automobile sales station; premises 1021-1023 Broad Street; such use to be limited to the period of one year ending November 21, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved:

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to the application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The two other matters referred to this board by the Board of Adjustment will take the usual course and be heard one week from today.

The usual resolutions that are offered by Director Murphy will be considered as though they had been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

We will now proceed to fill the vacancy that exists in the City Commission.

Are there any presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Commissioner Byrne: Mr. Thomas Guthrie.

On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in fa-

vor of Mr. Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Fillippone. As many as are in favor of Dr. Fillippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of the President of the Board of Education, Mr. Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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The Board of Commissioners of
The City of Newark, N. J.

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City Clerk.

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MINUTES OF MEETINGS OF THE Board of Commissioners

December, 1940

Newark, N J., December 4th, 1940.

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., standard time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein; absent Commissioner Murphy.

Mayor Ellenstein: The clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under

the provisions of Chapter 274, of the Laws of 1928," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance to establish, maintain, regulate and control a Bureau of Purchase, and to prescribe and establish just rules and regulations respecting such Bureau," and stated that today was the time fixed for a further hearing, the ordinance having been presented for information on November 20th.

Commissioner Byrne: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Million, Three Hundred Fifty-five Thousand, Nine Hundred Eight Dollars and Fifty-six Cents (\$2,355,908.56) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 33.88
Auditor's Office	251.00
Comptroller's Office .....	.80
Treasurer's Office	80.00
Tax Receiver—Addressograph Division	34.75
Tax Receiver—Cashier's Division	27.80
Tax Receiver—Counter Division	4.25
First District Court	134.50
Second District Court	466.47
Tax Board—Assessors Division	2,268.30
Advertising Tax Sale	193.11
Maintenance Foreclosed Properties	5.18
N. J. League of Municipalities	1,500.00
W.P.A. Project No. 5236—7746-0 Leisure Time Activities	75.00
Reserve Overpayment—Tax Receiver	14,822.54
State Taxes	2,334,845.84
Division of Works Projects	1,165.14
	<hr/>
	\$2,355,908.56

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Five Hundred Twelve Dollars and Seventy-eight Cents (\$10,512.78) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Remission—Prior Years
Taxes Granted by State
Board of Tax Appeals\$10,512.78

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Thirty Dollars and Seventy-eight Cents (\$230.78) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

1939 Contingent Account\$230.78

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-one Thousand, Eight Hundred Fifty-nine Dollars and Seventeen Cents (\$221,859.17) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from November 16th to 30th, 1940, inclusive, as follows:

Director's Office	\$ 395.83
License Division	835.40
Building Division	3,429.14
Electrical Division	1,785.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	531.23
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	132,113.58
Fire Division	80,997.70
	<hr/>
	\$221,859.17

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Ninety-nine Dollars and Ninety-three Cents (\$299.93) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims

of the Department of Public Safety, as follows:

Building Division	\$214.43
Electrical Division	85.50
	<hr/>
	\$299.93

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Thirty-seven Thousand, Five Hundred Twenty-five Dollars and Five Cents (\$37,525.05) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Administration	\$ 32.26
Newark City Hospital	30,943.72
Newark City Hospital (WPA Project No. 5410-7)	5.33
U. S. Health Sanitation Account	249.39
Newark City Alms House	5,831.05
Outdoor Poor Department	34.95
Bureau of Health	423.35
	<hr/>
	\$ 37,525.05

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-one Dollars and Ninety-three Cents (\$91.93) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Department of Public Works for the last half of October, 1940, as follows:

Emergency Relief Administration (Central Office)\$91.93

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Ten Thousand Two Hundred Forty Dollars and Eighty-four Cents (\$110,240.84) be and the same is hereby appropriated to the City Treasurer being the semi-monthly payroll of the Department of Public Works for the last half of November, 1940, as follows:

Director's Office	\$ 1,640.82
City Hospital WPA Project	
No. 5410-7	83.33
Bureau of Health	27,504.41
Bureau of Health—WPA	
Dental Proj. 3-7-5703	312.50
United States Social Hy-	
giene Fund	306.66
U. S. Health Sanitation	
Account	100.00
City Hospital	26,546.62
Convalescent Hospital	1,949.07

Newark City Home—Camp	
Newark	62.50
Newark City Home	83.75
Public Baths	5,546.48
Public Baths (Hayes Park	
East and West Pools)....	1,307.50
Newark City Alms House	3,136.65
Ivy Hill Power Plant	3,093.93
Outdoor Poor Department	1,678.31
Law Department	3,933.29
Board of Adjustment	520.00
Emergency Relief—Admin-	
istration	30,345.03
Emergency Relief—Admin-	
istration Proj. No. 336-7,	
No. 5259-7, No. 5053-7	1,589.99
	<hr/>
	\$110,240.84

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fifty Dollars (\$150.00) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Department of Public Works from October 1st to November 15th, 1940, as follows:

Public Baths\$150.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand Two Hundred Sixteen Dollars and Eight Cents (\$3,216.08) be and the same is hereby appropriated to the City Treasurer same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 27th and November 30th, 1940, as follows:

Shade Tree	\$1,916.08
Public Buildings	1,300.00
	<hr/>
	\$3,216.08

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Fourteen Thousand, Three Hundred Sixty-five Dollars and Four Cents (\$14,365.04), be and the same is hereby appropriated to the City Treasurer same being the semi-monthly payrolls of the Department of Parks and Public Property from November 16th to November 30th, 1940, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
WPA Project No. 7159-0....	15.00
Public Buildings	8,628.57
Public Buildings—City	
Owned Property	219.86
Weights and Measures	541.66
Weights and Measures—	
Dedicated Revenue	250.00
Printing and Stationery ..	185.00
Shade Tree	1,457.45

WPA Project No. 1485-7	208.33
Central Purchase	1,650.82
	<hr/>
	\$ 14,365.04

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Ninety-seven Dollars and Ninety-nine Cents (\$97.99) be and the same hereby is appropriated to the persons named, as per Certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk	\$97.99
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M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-seven Thousand Two Hundred Sixty Dollars and Five Cents (\$37,260.05) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer Weekly payroll,
Ending November 27, 1940.**

Port Newark Operations	\$ 1,761.80
Bureau of Motors	1,217.64
Bureau of Streets	1,970.41
Bureau of Sewers	876.53
House Sewer Connections....	496.00
Street Cleaning	21,072.57
Street Construction	1,303.82
Bureau of Water	8,561.28
	<hr/>
	\$ 37,260.05

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Fifty Dollars (\$250.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Works, as follows:

Alterations and Modernization
and Convalescent Hospital
and Ivy Hill Alms House
(WPA Project 2-7-1168)\$250.00

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Six Thousand, Nine Hundred Sixteen Dollars and Sixty-eight Cents (\$6,916.68) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA Project No. 6926-7)...	\$ 464.10
Sewer Construction (WPA Project No. 6951-7).....	1,124.69
Sewer Construction (WPA Project No. 6951-7)	4,656.23
City Planning (WPA Pro- ject No. 7215-0	416.66
Airport Construction	255.00
	<hr/>
	\$6,916.68

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Thirty-two Dollars and Fifty Cents (\$332.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
Period January 1- November 27, 1940:**

Supplementary pick-up Bu- reau of Water	\$332.50
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M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Fifty-three Thousand One Hundred Twenty-one Dollars and Ninety-five Cents (\$53,121.95) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Semi-monthly
Payroll, Period Nov. 16-Nov. 30, 1940,
both incl.

Director's Office	\$ 1,452.07
Port Newark Operations	1,684.57
Bureau of Lighting	432.50
Bureau of Streets	6,088.70
Sidewalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	5,936.54
Bureau of Surveys	3,521.66
Engineering Division	1,348.73
Bureau of Motors	5,086.24
Bureau of Water	20,091.85
Swimming Pool Projects....	258.33
Newark Labor Relations	
Board	390.00
Sewer Construction	832.91
Street Cleaning—Reserve	
for Liabilities	200.00
City Clerk	3,446.20
Elections	517.50
	<hr/>
	\$ 53,121.95

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The following communications were received and read:

REED, HOYT, WASHBURN & CLAY
52 WALL STREET
NEW YORK

November 29, 1940.

\$24,000 Reissued City of Newark, New Jersey, Water Bonds, dated March 1, 1921.

Eugene A. Farrell, Esq.,
Acting Auditor of Accounts,
City Hall,
Newark, New Jersey.

Dear Sir:

Messrs. H. L. Allen & Company have recently purchased \$24,000 Water Bonds of the City which are in registered form and they should very much like to have the same reissued in coupon form. In this connection, we enclose herewith:

(1) Form of "Written request" for the reissuance of the bonds executed by H. L. Allen & Company.

(2) Form of resolution authorizing the reissuance of the bonds. We understand that the resolution will in all probability come up for the consideration of the Board of Commissioners at its next meeting on Wednesday, December the fourth.

Trusting that this matter will meet with your approval, that of Mr. Murphy and of the Board of Commissioners, we are

Very truly yours,
REED, HOYT, WASHBURN & CLAY

Ordered filed.

H. L. ALLEN & COMPANY
100 BROADWAY
NEW YORK

November 28, 1940.

Board of Commissioners of the
City of Newark, New Jersey.

Gentlemen:

We hereby request that the \$24,000 Water Bonds of the City of Newark, New Jersey, hereinafter described, be reconverted, at our expense, into coupon bonds as provided by law.

The bonds are dated March 1, 1921, payable March 1, 1948, bear interest at the rate of five and one-half per centum (5½%) per annum, payable semi-annually on March 1st and September 1st and consist of Twenty-four bonds of the denomination of \$1,000 each, numbered from 1173 to 1179, inclusive, and from 1203 to 1219, inclusive.

The bonds are now registered in the name of "J. B. Hanauer & Co." We have purchased the bonds and the bonds have been assigned to us with power of attorney which authorizes us to have the bonds transferred to us on the books of the City and to have the bonds reconverted into coupon bonds.

Yours very truly,
H. L. ALLEN & C.

By: Walter H. Stohl.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, the City of Newark has heretofore issued \$24,000 Water Bonds, dated March 1, 1921, payable March 1, 1948, bearing interest at the rate of five and one-half per centum (5½%) per annum, payable semi-annually on March 1st and September 1st, and consisting of twenty-four bonds of the denomination of \$1,000 each, numbered from 1173 to 1179, inclusive, and from 1203 to 1219, inclusive; and

WHEREAS, each of said bonds was issued in coupon form, in accordance with an ordinance or resolution adopted prior to the issuance of said bonds, and each such bond has been converted into a fully registered bond by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of a conversion certificate printed on the back of such bond, and each of said bonds is now registered in the name of "J. B. Hanauer & Co.", and said registered holder has, through its duly authorized attorneys, H. L. Allen & Company, presented to the Board of Commissioners a written request that said bonds be reconverted as hereinafter provided, and the Board of Commissioners desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark, as follows:

Section 1. The Mayor, Director of the Department of Revenue and Finance and City Clerk, now in office, are hereby authorized and directed to cause to be prepared new bonds of the same form and tenor as said out-

standing \$24,000 Water Bonds, and new coupons for the unmatured interest on said bonds, of the same form and tenor as those attached to said bonds when they were issued, and to attach such new coupons to said new bonds, and to execute and sign and seal said bonds; provided, however, each of said new bonds shall recite on its face that it has been reissued pursuant to this resolution in exchange for a bond of the same form and tenor originally issued as a coupon bond and thereafter converted into a fully registered bond, and each of said new coupons shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 2. The City Comptroller is hereby authorized and directed to issue said new bonds in exchange for said outstanding registered bonds pursuant to Section 40: 1-57 of the Local Bond Law, and to cancel said outstanding registered bonds.

Section 3. The reconversion of said bonds shall be entirely at the expense of said registered holder. Said City of Newark hereby consents to the reconversion of said bonds in accordance with the provisions of this resolution.

Section 4. The new bonds issued pursuant to this resolution shall be numbered and mature in the same manner and shall bear the same date and be of the same denominations and bear the same rate of interest as said outstanding bonds.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, the Allied Groups Forum will by appropriate exercises observe the 77th Anniversary of the Emancipation Proclamation on Sunday, January 5, 1941; and,

WHEREAS, the following petition has been addressed to the Mayor and Board of Commissioners of The City of Newark:

"We appear before you appointed as a committee from the Allied Groups Forum to invite your interest, participation and contribution for the observation of the 77th Anniversary of the Emancipation Proclamation, 3 P. M., Sunday, January 5, 1941, at Kreugers Hall.

In these troubled times at home and abroad, we thank God that we are yet living in a land of freedom where we can join voice with all groups large or small in our government. We rejoice in the fact that there is only one way, the American Way, a democracy where we can work and not fight.

We are glad that we are free to devote our efforts towards the creation of a better Community in which to live. For the past 76 years our group has contributed not alone in the line of manual and domestic labor, but also in the dramatic, musical and professional world, as well as in the sciences and industry. Particularly are we aware of the local interest as exemplified and expressed by our beloved Mayor, and Board of City Commissioners, and Citizens of Newark. We are happy in the anticipation of their participation in this forthcoming event, because it yields cultural, spiritual and social

values in all the groups that go to make up our great city and which in the end will show dividends of good citizenship."

(Signed) Herbert H. Tate

Charles G. Weathers.
Melvin B. Johnson
David D. Woody

and,

WHEREAS, it is appropriate that the anniversary of the Emancipation Proclamation shall be made the occasion of public observance by all the people of The City of Newark, so that there shall be a fitting commemoration in our day of its worth, and a re-affirmance by this generation of its democratic principles as therein proclaimed and re-enunciated, to wit:

"That all men are created equal; that they are endowed by their Creator with certain inalienable rights; that among these are life, liberty and the pursuit of happiness."

and,

WHEREAS, the peaceful enjoyment of life, liberty and the pursuit of happiness in common association has been had and shall be preserved among the people of our great City;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that Sunday, January 5, 1941, be and the same is hereby designated "Emancipation Day," and that there shall be public observance thereof; and,

BE IT FURTHER RESOLVED, That the Mayor be and he is hereby requested to direct, by public proclama-

tion, that the people of the City of Newark observe the day, so that the Emancipation Proclamation shall be appropriately commemorated and by public observance in our City give expression of our appreciation of the democratic principles therein proclaimed, and to voice our hopes and prayers that in our day the spirit of democratic government for free men may not pass away, but shall be preserved by us for those who come after us, that they too may live in our great City as free men and women.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the New Jersey Association of Real Estate Boards will hold its convention at Atlantic City, New Jersey, on December 5th, 6th and 7th; and,

WHEREAS, a recent communication, requesting the City of Newark for display advertising of the advantages of the City at the Convention, was referred to the Director of the Department of Parks and Public Property; and,

WHEREAS, the said Director did enter into an agreement for advertising space at a cost of \$100.00, for the purpose aforesaid, for and on account of The City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the

City of Newark, that the action of the Director of the Department of Parks and Public Property, in entering into an agreement for advertising space, in the amount of \$100.00, be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark entered into an indenture of lease on the 9th day of August, 1940, for the first floor of the Centre Market Building, with the Casey Jones School of Aeronautics, Inc., to commence on September 25, 1940, and conditioned:

"In the event that that portion of the demised premises used for the Stamp Plan is not delivered to the lessee for their use on the date specified, then, from that date until such portion of the demised premises is delivered to them for their use, the rental under the lease is to be abated proportionately for the period and for the area so used for the operation of the Stamp Plan

and,

WHEREAS, the premises continued to be occupied thereafter by the Stamp Plan during the completion of the alterations for the removal of the Stamp Plan, and the completion of the alterations to the premises at No. 138 Washington Street; and,

WHEREAS, the Director of the De-

partment of Parks and Public Property has determined that there is rebate of \$901.32 due the Casey Jones School of Aeronautics, Inc., and,

WHEREAS, this sum is to be allowed against the rental to be paid;

THEREFORE, BE IT RESOLVED,, By the Board of Commissioners of the City of Newark that it is hereby determined that the sum of \$901.32 is due the Casey Jones School of Aeronautics, Inc., on account of the rebate in the matter aforesaid, and this sum be and is hereby allowed against the rental to be paid, and the Director of the Department of Parks and Public Property be and he is hereby authorized to make the adjustment accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering lumber for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8852, dated November 13, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

MARBELITE COMPANY, INC.—
New York City.

(Public Safety)

Approx. 100 sets Two-way Slip Fitter
Bracket Arms for Traffic Signals
@ \$9.41 each.

Approx. 100 sets Three-way Slip Fitter
Bracket Arms for Traffic Signals
@ \$12.77 each.

Approx. 12 sets Four-way Slip Fitter

Bracket Arms for Traffic Signals
@ \$23.73 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8607, dated October 2, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

R. A. McDONOUGH & CO.—
Newark, N. J.

(For all Departments)

One (1) are more sets of any or all type and/or sizes of genuine "Pyrene" Tire Chains, Cross Links and Emergency Units, as shown on list in the Department of Central Purchase less forty and ten per cent (40-10%).

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8852, dated November 13, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part

of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

Meats, Meat Products and Poultry for the various institutions in the Department of Public Works, for the period of two (2) months from January 1, 1941. Unit prices are listed in the Department of Central Purchase—below are the approximate totals awarded to each contractor:

Approx.

M. Augenblick & Brother	....\$3,389.22
A. Fink & Son	..... 768.06
John Gialanella	..... 2,793.80
Fred Horns	..... 6,203.19
Lair & Brydon	..... 2,894.60
Ideal Packing Company	..... 275.85
Palumbo & Cicalese	..... 4,076.18

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of December, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Anne Judson, Telephone Operator,

who has been absent because of illness, returned to duty on December 2nd, 1940, and reported ill again on December 3rd, 1940. Mrs. Judson is being paid during her illness.

Josephine Nester, temporarily appointed Telephone Operator, at a salary of \$20.00 per week, effective December 5th, 1940. Miss Nester has been appointed for relief work during the absence of Anne Judson.

May M. Brittingham, temporarily appointed Cleaner, at a salary of \$4.00 per day, effective November 27th, 1940.

Mary Fitzsimmons, temporarily appointed Cleaner, at a salary of \$4.00 per day, effective December 5th, 1940.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

SHADE TREE

Charles Ilaria, Laborer-Tree Climbing, 7 days, starting December 2, 1940, the balance of his vacation.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, there is a vacancy in the rank of Fireman in the Fire Division, Department of Public Safety because of the death of Fireman Henry F. Fuestel on November 23, 1940.

NOW, THEREFORE, BE IT RESOLVED, That Charles J. JanTausch, having been certified by the Civil Service Commission as eligible and having passed satisfactorily a physical examination by the Fire Surgeon, be and he is hereby appointed as Fireman in the Fire Division, Department of Public Safety, to take effect December 5th, 1940, and he shall be paid the same compensation and in like manner as are other Firemen in the same grade of service.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, John Caruso, Identification Clerk, in the Police Division, Department of Public Safety, has been detailed since September 24, 1937, as Acting Assistant Chief Identification Clerk, without additional salary, and

WHEREAS, as such Acting Assistant Chief Identification Clerk said John Caruso has had supervision, under the direction of the Chief Identification Clerk, over all the employees in the Bureau of Criminal Identification and Records, and

WHEREAS, John A. Brady, Assistant Supervisor of the Department of Public Safety has recommended that the said John Caruso be given the authority pertaining to his rank and its responsibilities, now, therefore,, be it

RESOLVED, that the title of Assistant Chief Identification Clerk in

the Police Division, Department of Public Safety, be and the same is hereby created, and be it further

RESOLVED, That John Caruso be and he is hereby appointed to the position of Assistant Chief Identification Clerk, temporarily pending promotional examination, without additional salary, effective December 4th, 1940.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners G B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs has filed project application No. 177 with the National Youth Administration to provide part-time employment for 296 youths between 17-25 years of age to be taken from the relief rolls of the City to be employed upon an orchestra project in the City of Newark; and

WHEREAS, in said project application the sum of \$4,000.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, John F. Monahan and Frank C. McCann are the owners of the three-story and basement brick building located at 355-357 Lafayette Street, in the City of Newark, containing approximately 15,000 square feet of floor space which is well suited for the operation of said project, and had agreed to lease said building to the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to enter into and execute a lease with John F. Monahan and Frank C. McCann for the premises hereinbefore described for twelve months at a rental of \$200.00 per month, payable monthly in advance from funds appropriated in the budget for the operation of National Youth Administration Projects, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Paramount Realty Co., owner, for the construction of a public garage for the sale and service of automobiles and trucks; premises 320-332 Orange Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: Was there any opposition?

Mr. Rankin: Yes, sir.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of D. A. Hopper, Jr. (Lillie Dobak, owner) for the construction of a four-car additional garage; premises No. 31 Mott Street; on condition that the build-

ing be constructed three feet from the southerly line of the property;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mr. Rankin: May I ask for a one week's adjournment on this because the new plans, as required by the Board, have not been filed.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

December 3, 1940.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1938 (40; 55-39 Revised Statutes of 1937) that the following application for a variance from the terms of the zoning Ordinance be allowed:

*267-271 Sixteenth Avenue, Gerber Holding Co., owners; renewal of permit for gasoline station; such use to be limited to the period of eight years ending December 21, 1948.

Respectfully submitted,
R. B. Rankin,
Secretary.

Filed. Copy to be sent to each commissioner and further action postponed to December 11, 1940.

The City Clerk: I have a communication dated December 3, over the signature of Russell B. Rankin, Secretary of the Board of Adjustment, referring to us one matter for consideration. It is a renewal and can be disposed of at this time under the suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Gerber Holding Co., owner, for the renewal of a permit for a gasoline station; such use to be limited to the period of

eight years ending December 21, 1948; premises 267-271 Sixteenth Avenue;

AND the matter having been considered by this Board.

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne: Mr. Mayor, I would like to suggest that in view of the fact that Christmas falls on Wednesday, December 25, and New Year's on Wednesday, January 1, that the meetings be moved up to December 24 at ten A. M. and Wednesday, December 31, at 10 A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne: I move we
adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

APPROVED:

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.....
.....
The Board of Commissioners of
The City of Newark, New Jersey.

.....
City Clerk.

Newark, N. J., December 11, 1940

A regular meeting of the Board of Commissioners of the City of Newark, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, New Jersey, at 11 A. M., Standard Time.

Present: Commissioner Franklin.

Absent: Commissioners Byrne,
Murphy, Mayor Ellenstein.

Commissioner Franklin: Because of the lack of a quorum I will declare the meeting adjourned to Friday, December 13, at 12 o'clock, noon.

City Clerk.

Newark, N. J., December 13, 1940.

An adjourned meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 12 o'clock noon, standard time.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance making an appropriation to finance the cost of constructing swimming pools," and stated today was the time fixed for further hearing, this being the adjourned date for same.

Commissioner Franklin moved that the ordinance be laid over until December 18th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the City of Newark is making application to the State Director of Municipal Aid Administration for additional State Aid Administration for additional State Aid Relief for 1940, and

WHEREAS, under the provisions of Chapter 151, P.L. 1940, R. S. 44: 9-1, it is necessary for the City of Newark to transfer from its various 1940 Budget Appropriations for current operations to its Surplus Account, Cash Surplus Account, Budget Operating Account, or Budget Appropriations for relief, an amount not less than 25% of the amount that the 1940 appropriations for current operations (exclusive of the amount appropriated for relief) exceeds the 1939 expenditures and reserve for current operations (exclusive of the amount expended for relief);

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that pursuant to the requirements of Chapter 151, P.L. 1940, R. S. 44: 9-1, that the Director of Revenue and Finance is hereby authorized and directed and make the following transfers of funds:

From City Home	
Personal Services	\$ 15,219.74
Other than Personal	
Services	30,861.42
From Division of Works	
Projects—	
Other than Personal	
Services	79,880.60
	<hr/>
	\$125,961.76

To—Budget Operating
Account\$125,961.76

BE IT FURTHER RESOLVED,
That certified copies of this resolution
be forwarded to the Commissioner of
Local Government and to the State
Director of Municipal Aid Administra-
tion.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Murphy,
Franklin, Mayor Ellenstein.

1940

STATE OF NEW JERSEY
MUNICIPAL AID
ADMINISTRATION

RESOLUTION FOR ADDITIONAL
STATE AID FOR 1940 RELIEF OF
THE CITY OF NEWARK
IN THE COUNTY OF ESSEX

WHEREAS, THE CITY OF NEW-
ARK, in the County of Essex in the
State of New Jersey desires to qual-
ify itself to receive from funds avail-
able to the Administration, such addi-
tional aid and assistance as it may be
entitled to, or eligible for,

NOW, THEREFORE, BE IT RE-
SOLVED by the Board of Commis-
sioners of the City of Newark, in the
County of Essex, in the State of New
Jersey, that application is hereby
made to the State Director of the
Administration for such additional
State Aid for relief for 1940 as is
provided for under the provisions of
Chapter 151, P.L. 1940;

AND FURTHER, to qualify for
said additional assistance the afore-
said municipality declares that the
municipality's appropriations for cur-
rent operations for the year 1940, ex-
clusive of the amount appropriated
for relief, exceeded its 1939 expendi-
tures and reserves for current opera-
tions, exclusive of the amount expend-
ed for relief in the amount of \$503,-
847.02 and that the municipality has
transferred \$125,961.76 representing
not less than 25% of said excess, from
its various 1940 budget appropriations
for current operations to its Surplus
Account, Cash Surplus Account, Bud-
get Operating Account or budget ap-
propriation for relief. The munici-
pality further declares, that it has
made no transfer from its current
budget appropriation for relief to any
other budget appropriation.

AND BE IT FURTHER RESOLV-
ED, that two copies of this Resolu-
tion be sent to the State Director
of the Municipal Aid Administration.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolution:

RESOLUTION AUTHORIZING
THE ISSUANCE OF \$1,500,000 TAX
ANTICIPATION NOTES OF 1940 OF
THE CITY OF NEWARK.

THE BOARD OF COMMISSION-
ERS OF THE CITY OF NEWARK
DO RESOLVE AS FOLLOWS:

Section 1. It is hereby determined and declared that the Director of the Department of Revenue and Finance has, at the request of the Board of Commissioners made and filed in the office of the City Clerk a certificate reading as follows:

"The undersigned Director of the Department of Revenue and Finance of the City of Newark, in the State of New Jersey, HEREBY CERTIFIES, pursuant to the provisions of Section 40: 2-38 of The Local Budget Law, as follows:

(1) The gross borrowing power of said City in respect of tax anticipation notes of the fiscal year beginning January 1, 1940, being thirty per centum (30%) of the tax levy of the next preceding fiscal year, which ended December 31, 1939, for all purposes, plus thirty per centum (30%) of the amount of miscellaneous revenues realized by said City in cash during such next preceding fiscal year, is \$12,716,527.69.

(2) The amount of notes of said City outstanding in anticipation of the collection of taxes of such fiscal year beginning January 1, 1940, except such notes as will be renewed by or paid from the proceeds of the notes to be issued, is none.

(3) The net borrowing power of said City, being the excess of the first over the second of the two above amounts, is \$12,716,527.69.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand as Director of the Department of Revenue and Finance of said City, this 13th day of December, 1940.

Vincent J. Murphy

Director of the Department of Revenue and Finance of the City of Newark, New Jersey."

Section 2. Pursuant to The Local Budget Law, the City of Newark shall borrow the sum of \$1,500,000, in anticipation of the collection of taxes levied or to be levied in and for the fiscal year beginning January 1, 1940, and in anticipation of other revenues for such fiscal year, and, for the purpose of borrowing said sum, there shall be issued Tax Anticipation Notes of 1940 of said City of the aggregate principal amount of \$1,500,000.

Section 3. Each note issued pursuant to this resolution shall be a negotiable note payable to bearer but registerable at the option of the holder, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity. Side notes shall be dated December 16, 1940, and shall be payable on December 31, 1940.

Section 4. The Director of the Department of Revenue and Finance is hereby designated as the financial officer to sign said notes, and the Mayor and the Director of the Department of Revenue and Finance are hereby authorized to sign said notes, and the City Clerk is hereby authorized to affix the seal of said City to each of such notes and to attest such seal and said notes, and said officers are hereby authorized to issue said notes in such form as they may adopt, in conformity with law, and to recite therein that all requirements and conditions of the law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution or statutes of New Jersey.

Section 5. The Director of the Department of Revenue and Finance is hereby authorized to sell said notes at not less than par and accrued interest and to determine, within the limitations imposed by this resolution, the interest rate to be borne by such notes and to deliver said notes upon receiving the purchase price to be paid therefor.

Section 6. All moneys borrowed by the issuance of said notes shall be applied only to purposes provided for in the budget adopted for the fiscal year beginning January 1, 1940, or to purposes for which taxes are levied or are to be levied for such fiscal year.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners **Murphy**,
Franklin, Mayor Ellenstein.

Commissioner Murphy: I move ~~we~~
adjourn.

The roll being called, the ~~motion~~
was declared adopted by the follow-
ing votes:

Yeas: Commissioners **Murphy**,
Franklin, Mayor Ellenstein.

APPROVED:

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.....
.....

The Board of Commissioners of
The City of Newark, N. J.

.....
City Clerk.

Newark, N. J., December 18, 1940

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners, Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An ordinance changing and establishing the width of the side walks of Delancy Street from the easterly line of Stockton Street easterly to the westerly right of way line of the Central Railroad of New Jersey, Elizabethport and Newark Branch, and requiring the removal of obstructions, projections or encroachments thereon.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. The width of the sidewalks of Delancy Street from the easterly line of Stockton Street easterly to the westerly right of way line of the Central Railroad of New Jersey, Elizabethport and Newark Branch is hereby changed and established as ten (10) feet.

Section 2. All obstructions, projections and encroachments in and upon said street and sidewalks, as hereby changed and established, which shall interfere with the construction of the construction of the new pavement, gutters and appurtenances shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon ten (10) days notice from the Department of Public Affairs, the Director of the Department of Public Affairs is hereby authorized and directed to take out, remove and abate, or cause to be taken out, removed and abated any vault, platform, area, sign, or any post or erection, or any projection or otherwise in, over and upon said Delancy Street between the limits herein stated, contrary to the provisions of this ordinance, and the expense thereof shall be recoverable of the owner or owners of the premises abutting thereon.

Section 3. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 31st, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance regulating the use of Streets and Public Highways.

The Board of Commissioners of the City of Newark Do Ordain:

1. It shall be unlawful for any person on roller skates, or riding upon a coaster, toy vehicle, sled or any similar device, to go upon any roadway, except while crossing a roadway upon a cross walk.

2. Any person convicted of a violation of this ordinance shall pay a

penalty not exceeding the sum of ten dollars (\$10.00) for each offense.

3. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 31st, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to amend Section 774 of the Revised Ordinances of the City of Newark (Revision 1913), and to repeal Section 775 of the Revised Ordinances of the City of Newark (Revision of 1913).

The Board of Commissioners of the City of Newark Do Ordain:

1. That Section 774 of the Revised Ordinances of the City of Newark, (Revision of 1913), be amended to read as follows:

Section 774 (a) The owner or owners, tenant or tenants of lands abutting or bordering upon the sidewalks of public Streets, Avenues and Highways in the City of Newark are hereby required to remove all snow and ice from said sidewalk within twelve hours of daylight after the same shall be formed or fall thereon.

(b) In cases where the building is occupied by more than one family, then the tenant or tenants of the first floor or story thereof are hereby required to remove all snow and ice from the said sidewalks within twelve hours of daylight after the same shall be formed or fall thereon.

(c) In removing snow and ice from the sidewalk no person shall sweep, throw, or deposit any snow or ice in that part of the street or highway which has been or is being plowed, swept, cleaned or cleared by the municipality for the passage of traffic.

(d) Any owner or owners, tenant or tenants violating any of the provisions of this ordinance, shall upon conviction thereof, forfeit and pay a penalty of not more than twenty-five dollars (\$25.) for each offense.

(e) In addition to the penalties hereinabove provided, if the owner or owners, tenant or tenants of any such premises shall neglect or refuse to comply with Section A and B, set forth in this ordinance, it shall be the duty of the Chief Engineer of the City of Newark, Department of Public Affairs, Bureau of Streets, to forthwith remove such snow and ice. The said Chief Engineer of the City

of Newark, Department of Public Affairs, Bureau of Streets, shall thereupon certify to the Board of Commissioners the cost of such removal, which cost shall be charged against the lands abutting or bordering upon such sidewalks, and the amount so charged shall forthwith become a lien upon such land, and shall be added to and become and form part of the taxes next to be assessed and levied upon such lands and shall bear interest at the same rate as taxes and shall be collected and enforced in the same manner as taxes.

2. That Section 774 of the Revised Ordinances of The City of Newark (Revision of 1931) is hereby repealed.

3. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

4. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklins, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 31, 1940, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Hurphy, Mayor Ellenstein.

The City Clerk presented An Ordinance making an appropriation to finance the cost of constructing Swimming Pools, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Commissioner Murphy: I move it be laid over to the next meeting. I think, Mr. Mayor—I don't know—I have been out for a couple of weeks—do you remember the last time you issued orders to some of the heads of your department that they should send to each Commissioner a report on the swimming pools and so forth, I just inquired to find out, and they said nothing has come in.

Mayor Ellenstein: The City Clerk is instructed to inform the Chief Engineer to give each Commissioner a memorandum on or before next Monday. So that action is deferred on it until next Tuesday.

Commissioner Murphy: As to what amount of money is still due for the furnishing and completion of the swimming pools and so forth.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners: B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Or-

dinance providing compensation for the members of the Board of Adjustment of The City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move it be deferred for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to establish, maintain, regulate and control a Bureau of Purchases, and to prescribe and establish just rules and regulations respecting such Bureau, and stated that today was the time fixed for a hearing, this being the adjourned date for same, the ordinance having been presented for information November 20th.

Mayor Ellenstein: This ordinance is being introduced for information.

Commissioner Murphy: I think the request of Commissioner Byrne now is that it be introduced for first reading.

The City Clerk: No. It was deferred on December 4th for two weeks.

Commissioner Franklin: What ordinance is that?

Mayor Ellenstein: Setting up a Purchasing Agent.

Commissioner Byrne: Introduce it on first reading.

The City Clerk: Will you refer back to ordinance on first reading?

Mayor Ellenstein: I haven't had an opportunity to look at the ordinance since it was amended as a result of a conference between you, Director Murphy, and Director Byrne. In its original form I saw very many objectionable features, so if you are going to introduce it on first reading, I am prepared to vote against it.

Commissioner Murphy: I don't know how far it has been amended. I know I made several recommendations, but I don't know to what extent this new ordinance—is this new one here the same one that has been laying here now for some time?

The City Clerk: This has been here since November 18th.

Mayor Ellenstein: I understood you and Director Byrne were to have a conference.

Commissioner Murphy: We did. His department and mine had a conference on it, but whether the changes have been made that I felt should be made, why, I don't know.

(Commissioner Byrne spoke out of hearing of the reporter.)

Commissioner Murphy: Of course, I have got no objection to it being introduced on first reading.

Mayor Ellenstein: Well, that is a long ordinance and if we can avoid the expense of advertising it we should do it. Certainly, it does not seem to me to be wise to introduce it on first reading and advertise it in the newspapers and then find out on second reading that you want to reject it. It isn't anything of such import-

ance that it cannot be deferred for a short time.

Commissioner Byrne: It has been here for so long, for months and months.

Mayor Ellenstein: So has the Purchasing Department been here for months and months.

Commissioner Byrne: I would like to have it introduced on first reading.

Commissioner Franklin: I am not prepared to vote on it.

Mayor Ellenstein: Do you insist on having it introduced on first reading without giving the Commissioners an opportunity to go over it?

Commissioner Byrne: You have had plenty of time.

The Clerk then read the ordinance at length.

Commissioner Byrne: I move that the ordinance be adopted on first reading.

The roll being called, the motion was declared lost by the following votes:

Yeas: Commissioners Byrne, Murphy.

Nays: Commissioner Franklin, Mayor Ellenstein.

Mayor Ellenstein: The ordinance having received but two votes is declared lost.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-nine Thousand Three Hun-

dred Twenty-one Dollars and Eighty-three Cents (\$29,321.83) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the semi-monthly payrolls of the Department of Revenue and Finance, from November 16th to November 30th, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,799.67
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Addresso- graph Division	470.80
Tax Receiver—Bookkeep- ing and Billing Div.	2,995.75
Tax Receiver—Counter Division	1,094.80
Personal Tax Arrears	1,443.09
Tax Board—Assessors Di- vision	7,152.29
Tax Board—Surveyors' Division	1,376.42
Tax Revaluation—WPA	3,303.72
Assessments for Local Im- provements	541.66
First District Court	1,190.82
Second District Court	1,115.80
Auditing and Special Ac- counting	600.00
	<hr/>
	\$ 29,321.83

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-seven Thousand Seven Hundred Sixty-seven Dollars and Twenty-five Cents (\$27,767.25) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 97.42
Auditor's Office	37.75
City Treasurer	3.24
Tax Board—Assessors Di- vision	1,235.09
Tax Receiver—Addresso- graph Division	496.56
Tax Receiver—Counter Di- vision	116.94
First District Court	202.28
Second District Court	62.00
Assessments Local Im- provements	10.60
Maintenance Foreclosed Property	9.20
Dues—Conference of Mayors	1,000.00
Reserve for Overpayment —Tax Receiver	337.12
Pension Funds—Police and Fire	23,727.05
Division of Works Projects	432.00
	<hr/>
	\$ 27,767.25

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Four Hundred Forty-four Dollars and Thirty-five Cents (\$3,444.35) be and the same is hereby

appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$3,444.35

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-six Thousand Seven Hundred Sixty-eight Dollars and Twenty-six Cents (\$26,768.26) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals—
Year, 1939\$ 19,942.65

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals—
Year 1938 396.46

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals—
Year 1939 6,429.15
\$ 26,768.26

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-nine Thousand Three Hundred Twenty-six Dollars and Three Cents (\$449,326.03) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Sinking Fund and Interest \$449,326.03

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Two Hundred Three Dollars and Forty-six Cents (\$2,203.46) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the Supplementary payrolls of the Department of Revenue and Finance, from October 1st to October 31st, 1940, as follows:

Tax Receiver—Bookkeeping and Billing Division \$ 131.16
Tax Board—Assessors Division 1,911.94
Tax Board—Surveyors Division 160.36
\$ 2,203.46

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-eight Thousand Seven Hundred Sixty-eight Dollars and Ten Cents (\$28,768.10) be and the same is hereby appropriated to the City Treasurer, as per the annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance from December 1st to 16th, 1940, as follows:

Director's Office	\$ 1,349.98
Comptroller's Office	1,831.02
Auditor's Office	1,799.67
Auditing and Special Accounting	660.00
Pension Salaries	437.50
Treasurer's Office	1,302.73
Tax Receiver—Cashier's Division	1,315.80
Tax Receiver—Addressograph Division	470.80
Tax Receiver—Bookkeeping and Billing Division	2,852.37
Tax Receiver—Counter Division	1,094.80
Personal Tax Arrears	1,443.09
Tax Board—Assessors Division	6,185.23
Tax Board—Surveyor's Division	1,421.24
Tax Revaluation—WPA	3,755.59
Assessments Local Improvements	541.66
First District Court	1,190.82
Second District Court	1,115.80
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	\$ 28,768.10

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-one Dollars and Forty-seven Cents (\$441.47) be and the same is hereby appropriated to the City Treasurer, as per the annexed certified list, being the Supplementary Overtime Payroll of the Department of Revenue and Finance from October 8th to November 30th, 1940, as follows:

Reserve for Liabilities	\$248.96
Tax Receiver—Bookkeeping and Billing Division	192.51
	<hr/>
	\$441.47

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-five Thousand Ninety-nine Dollars and Twelve Cents (\$45,099.12) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Auditor's Office	\$ 30.60
Treasurer's Office	47.20
Tax Board—Assessors Division	1,696.30
Tax Receiver—Bookkeep- ing and Billing Division	70.00
Tax Receiver—Addresso- graph Division	105.00
First District Court	98.50
Tax Board—Surveyor's Division	48.00
Assessments Local Im- provements	9.46
Maintenance Foreclosed Property	13.23
Advertising Tax Sale	9.60
Reserve for Overpayment —Tax Receiver	41,317.16
Division of Works Projects	1,654.07
	<hr/>
	\$ 45,099.12

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twenty-two Thousand, Nine Hundred Sixteen Dollars and Fifty-four Cents (\$22,916.54) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

License Division	\$ 273.00
Police Courts	272.00
Director's Office	15.00
Municipal Board of Alco- holic Beverage Control..	57.50

Fire Division	6,483.25
Police Division (WPA)	126.63
Police Division	15,689.16
	<hr/>
	\$ 22,916.24

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not voting: Commissioner Murphy.

RESOLVED: That the sum of Two Hundred Twenty-one Thousand, Seven Hundred Eighty-seven Dollars and Seventy-nine Cents (\$221,787.79) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from December 1st to 16th, 1940, as follows:

Director's Office	\$ 395.83
License Division	835.40
Building Division	3,429.14
Electrical Division	1,897.48
First Criminal and Fam- ily Courts	1,104.16
Second Criminal Court	531.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	81,001.07
Police Division	131,926.83
	<hr/>
	\$221,787.79

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not voting: Commissioner Murphy.

RESOLVED: That the sum of Two Hundred Thirty-nine Dollars and Eighty Cents (\$239.80) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Division\$239.80

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not voting: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Thirty-three Dollars and Thirty-three Cents (\$133.33) be and the same is hereby appropriated to the City Treasurer, being the supplemental payroll of the Department of Public Works for the first half of November, 1940, as follows:

U. S. Health Sanitation
Account\$133.33

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand One Hundred Eighty-eight Dollars (\$1,188.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Celebration of Holidays\$1,188.00

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Ten Thousand Fifty-one Dollars and Eighty-five Cents (\$110,051.85) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of December, 1940, as follows:

Director's Office	\$ 1,640.82
City Hospital—WPA Project 5410-7	82.50
Bureau of Health	27,368.91
City Hospital	26,397.64
City Hospital	115.00
U. S. Health Sanitation Account	456.66
United States Social Hygiene Fund	306.66
Convalescent Hospital	2,004.79
Newark City Home	83.75

Newark City Home (Camp Newark)	62.50
Public Baths	5,559.15
Public Baths (Hayes Park East and West Pools)	1,807.50
Newark City Alms House..	3,101.65
WPA Dental Project	
3-7-55703	125.00
Ivy Hill Power Plant	2,961.43
Outdoor Poor Department	1,678.31
Law Department	3,933.29
Board of Adjustment	520.00
Emergency Relief Administration	30,249.30
WPA Project—Clothing	
Div. No. 336-7, Woodyard	1,596.99
Div. No. 5259-7, Shoe Repair No. 5053	
	<hr/>
	\$110,051.85

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Nine Hundred Thirty-three Dollars and Seventy-four Cents (\$12,933.74) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 2,096.12
Bureau of Baths	2,762.34
Emergency Relief—WPA Projects	3,114.78
Emergency Relief—Administration	4,960.50
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	\$ 12,933.74

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-two Dollars and Fifty Cents (\$52.50) be and the same is hereby appropriated to the City Treasurer, being the supplemental payroll of the Department of Public Works for the period covering April 16th to November 30th, 1940, as follows:

Bureau of Health\$52.50

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Thousand Five Hundred Dollars (\$1,500.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

WPA Projects No. 165-1-22-77 7733-0\$1,500.00

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Nine Hundred Ninety-two Dollars and Seventy-two Cents (\$7,992.72) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Administration	\$2,924.67
Public Outing (Camp Newark)	107.18
Ivy Hill Power Plant	1,538.41
Outdoor Poor Department	44.32
Emergency Relief—	
Administration (WPA	
Proj. No. 165-1-22-77,	
No. 7733-0, Convalescent	
Hospital	3,183.29
	<hr/>
	\$7,992.72

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioness Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Three Hundred Twen-

ty-three Dollars and Fifty-seven Cents (\$323.57) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Central Purchase	\$235.57
Director's Office	32.00
Shade Tree	5.00
Smoke Abatement	15.00
WPA Project No. 7206-7	
Reserve for 1939	36.00
	<hr/>
	\$323.57

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Four Hundred Thirty-one Dollars and Thirty Cents (\$3,431.30) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 4th and December 7th, 1940 as follows:

Shade Tree	\$2,115.30
Public Buildings	1,316.00
	<hr/>
	\$3,431.30

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Ten Thousand, Four Hundred Forty-nine Dollars and Four Cents (\$10,449.04) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Central Purchase	\$ 269.49
Director's Office	22.85
Maintenance of Dog Pound	625.00
Printing and Stationery	
Miscellaneous Advertising	139.49
Smoke Abatement	66.59
WPA Project No. 119-0-99	125.00
WPA Project No. 7296-7	59.70
Printing and Stationery	
Dedicated Revenue	2,193.09
Public Buildings—City	
Owned Property	512.30
Public Buildings	5,786.70
Shade Tree	551.92
Weights and Measures	96.91
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	\$ 10,449.04

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that

the sum of Fourteen Thousand, Three Hundred Sixty-nine Dollars and Forty-four Cents (\$14,369.44) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from December 1st to December 16th, 1940 as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.13
WPA Project No. 7159-0	62.50
Public Buildings	8,582.47
Public Buildings—City	
Owned Property	219.86
Weights and Measures	544.66
Weights and Measures—	
Dedicated Revenue	250.00
Printing and Stationery	185.00
Shade Tree	1,457.49
WPA Project No. 1485-7	208.33
Central Purchase	1,650.82
	<hr/>
	\$ 14,369.44

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Franklin, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Four Hundred Thirty-seven Dollars and Forty Cents (\$3,437.40) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 11th and December 14th, 1940, as follows:

Shade Tree	\$2,083.40
Public Buildings	1,354.00
	<hr/> \$3,437.40

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of One Thousand Four Hundred Sixty-four Dollars and Twenty-five Cents (\$1,464.25) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction (WPA Proj. 6951-7)	\$1,464.25
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M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-seven Thousand Six Hundred Eighty-six Dollars and Ninety-five Cents (\$37,686.95) be and the same hereby is appropriated to the persons

named as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll,
 Period Ending December 11th, 1940.

Port Newark Operations	\$ 1,768.35
Bureau of Motors	1,244.84
Bureau of Streets	1,923.79
Bureau of Sewers	905.88
House Sewer Connections..	525.60
Bureau of Street Cleaning	21,667.29
Street Construction	989.94
Bureau of Water	8,661.26
	<hr/> \$ 37,686.95

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Ninety-seven Thousand Two Hundred Ninety-two Dollars and Four Cents (\$97,292.04) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Port Newark Operations	\$ 3,099.34
Public Lighting	30,903.10
Street Cleaning	784.17
City Clerk	22.40
Water	1,015.48
Sewers	103.21
Newark Industrial Comm...	94.05
Care and Relief of Certain Indigent Children	504.56

Newark Museum	9,062.50
Free Library	48,354.17
Water	3,349.06
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	\$ 97,292.04

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-four Thousand Two Hundred Sixty-nine Dollars and Sixty-one Cents (\$34,269.61) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA	
Proj. No. 6926-7)	\$ 32,817.86
Airport Construction	255.00
Public Lighting (WPA	
Proj. No. 7647-0)	6.00
Sewer Construction (WPA	
Proj. No. 6951-7)	1,190.75
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	\$ 34,269.61

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of

Thirty-seven Thousand One Hundred Forty-nine Dollars and Twenty-nine Cents (\$37,149.29) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Weekly Payroll,
Period ending December 4, 1940.

Port Newark Operations....\$	1,761.80
Bureau of Motors	1,276.29
Bureau of Streets	1,995.71
Bureau of Sewers	873.20
House Sewer Connections..	559.80
Bureau of Street Cleaning	21,096.62
Street Construction	981.70
Bureau of Water	8,604.17
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	\$ 37,149.29

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Nine Hundred Eighty-seven Dollars and Twenty-six Cents (\$987.26) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Supplementary
Semi-monthly Payroll, Period November 17-December 1, 1940.

Bureau of Motors	\$987.26
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M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Fifty-three Thousand Eighty-nine Dollars and Fifty-one Cents (\$53,089.51) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, Semi-monthly payroll, Period December 1-December 15, 1940. both incl.

Director's Office	\$ 1,452.07
Port Newark Operations	1,702.96
Bureau of Lighting	432.50
Bureau of Streets	6,088.70
Sidewalks	216.66
House Sewer Connections..	385.02
Bureau of Sewers	1,232.47
Bureau of Street Cleaning	5,936.51
Bureau of Surveys	3,521.66
Engineering Division	1,348.73
Bureau of Motors	5,086.24
Bureau of Water	20,091.85
(Street Cleaning—Reserve for Liabilities	205.00
Newark Labor Relations Board	390.00
Sewer Construction	832.91
Swimming Pool Projects...	150.00
City Clerk	3,526.20
Elections	495.00
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	\$ 53,089.51

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-one Thousand Nine Hundred Fifty-six Dollars and Seventy-three Cents (\$31,956.73) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$ 48.36
City Clerk	943.25
Surveys	10.20
Sewers	871.80
House Sewer Connections..	104.66
Port Newark Operations	1,181.53
Carfares	30.00
City Clerk	501.76
Streets	32.58
Sewers	150.55
Port Newark Operations	1,232.94
Street Cleaning	7,765.44
Newark Industrial Comm...	235.63
Newark Labor Relations Board	28.89
Water	9,369.38
Motors	7,671.82
Streets	1,491.70
Surveys	4.53
Airport Construction	255.00
Newspapers	26.71
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	\$ 31,956.73

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Four Hundred Sixty-eight Dollars and Five Cents (\$468.05) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Port Newark Operations	\$ 13.77
Newark Industrial Commission	17.50
Street Cleaning	12.00
Sewers	8.00
Public Lighting	5.00
Motors	5.00
Streets	10.00
Water	349.09
City Planning (WPA Project No. 7215-0)	12.56
Toy Mending (WPA Project No. 7050-0)	35.13
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	\$468.05

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Forty-six Thousand, Six Hundred Ninety-one Dollars and Thirty-eight Cents (\$46,691.38) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills con-

tracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA Proj. No. 6926-7)\$ 1,024.04

Street Construction (WPA Proj. No. 6926-7) 33,822.56

Sewer Construction (WPA Proj. No. 6951-7) 1,255.19

Household Training (WPA Proj. No. 5183A) 134.72

City Wide Clerical Proj. (WPA Proj. No. 5218, No. 5226A) 264.39

Sewer Construction (WPA Proj. No. 6951-7) 3,942.12

Sewer Construction (WPA Proj. No. 6951-7) 1,088.84

Vital Statistics (WPA Proj. No. E 106) 235.40

Consolidated NYA Applications (Community Center) 400.00

Garment Proj. NYA Proj. No. 19-3EN-42) 50.00

Home Making NYA (WPA Proj. No. 73-7) 250.00

Museum Extension (WPA Proj. No. 4510-O-A) 300.00

Book Mending (WPA Proj. No. 4592-0) 150.00

Household Training (WPA Proj. No. 5183A) 100.00

Furniture and Metal Work (WPA Proj. No. 5209A) .. 400.00

City Wide Clerical Proj. (WPA Project No. 5218-A, No. 5226-A)	300.00
Mattress Factory (WPA Project No. 6434-0)	750.00
City Planning (WPA Proj. No. 7215-0)	125.00
Machine Shop (NYA Proj. No. A9)	29.28
City Planning (WPA Proj. No. 7215-0)	17.73
Sewing Room NYA (WPA Proj. A-10)	43.78
Home Making NYA (WPA Proj. No. 76-7)	109.53
Arts and Crafts (WPA Proj. No. 7070-0)	90.86
Mattress Factory (WPA Proj. No. 6434-0)	256.37
Furniture and Metal Work (WPA Proj. No. 5209A)	1,270.31
Toy Mending (WPA Proj. No. 7070-0)	281.26
	<hr/>
	\$ 46,691.38

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of One Hundred Sixty-six Dollars and Sixty-six Cents (\$166.66) be and the same is hereby appropriated to the City Treasurer, as per the annexed certified list, being the Semi-monthly payroll of the Department of Revenue and Finance from December 1st to 16th, 1940, as follows:

City Treasurer (A. Petrone)....\$166.66

Vincent J. Murphy

Mayor Ellenstein: I might remind the commissioners before proceeding with the vote, that it has been declared by the Law Department that this appointment was made illegally.

We will now proceed with the vote. All in favor of the resolutions which pertain to payment to Mr. Petrone will signify by saying aye; contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: I may inform the City Commission that I believe the appointment is legal, and there have been numerous court decisions already to substantiate my beliefs in appointing Mr. Petrone, and I vote "aye" in presenting the payroll.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: No. The resolu-

tion having received but one vote is declared not carried.

I do not see any point in presenting these resolutions; they speak for themselves when there are no signatures on them.

(Lost.)

RESOLVED, That the sum of One Hundred Sixty-six Dollars and Sixty-six Cents (\$166.66) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the semi-monthly payroll of the tax board, Assessors Division, Department of Revenue and Finance, from November 16th to 30, 1940, as follows:

Tax Board—Assessors Division (A. Petrone)\$166.66

Vincent J. Murphy

On roll call, Commissioner Murphy voted aye; Commissioners Byrne, Franklin and Mayor Ellenstein voted no.

RESOLVED, That the sum of Ten Thousand Three Hundred Ninety Dollars (\$10,390.00) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Liabilities
(Auditing and Special
Accounting)\$10,390.00

Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: All in favor of the resolution will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin.

Commissioner Franklin No.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: No. I vote no on that resolution for two reasons: First, I believe, and I make the statement for the purposes of the record—first, I believe it would be unwise for the City to pay any money if there might be the possibility of there being a claim against Puder and Puder based on the omitted assessment of the Public Service, which amounts to \$700,000 and which the County disallowed as a credit in the following year; and secondly, I am not certain that this is a reasonable fee for the services rendered by Puder and Puder.

Commissioner Murphy: I am voting for it because I do not believe the City will be justified, if it has any claim against Puder and Puder in reference to the assessment that was involved, and I believe the charge is reasonable, as it was thoroughly understood with the Director of Finance before the cases were investigated, as to the procedure.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, That the sum of One Thousand Four Hundred Seventy-four Dollars and Fifty-five Cents (\$1,474.55) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the semi-monthly payroll of the tax board, Assessors Division, Department of Revenue and Finance, from November 16th to 30, 1940, as follows:

474.55) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board—Assessors Division\$1,474.55

Vincent J. Murphy
Jos. M. Byrne, Jr.

On roll call, Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Commissioner Franklin offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that pursuant to Local Budget Act. R.S. 40:2-30, Transfers of Appropriations, the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Works as follows:

From City Hospital—Personal Service \$11,847.18.

To City Hospital—Other Than Personal Service.

From Convalescent Hospital — Other Than Personal Service \$1,000.00.

To City Hospital—Other Than Personal Service.

From Ivy Hill Power Plant — Other Than Personal Service \$1,955.37.

To Ivy Hill Power Plant — Personal Service.

From Outdoor Poor Department — Other Than Personal Service \$2,000.00.

To Health Department—Other Than Personal Service.

From Ivy Hill Power Plant — Other Than Personal Service \$500.00.

To Health Department—Other Than Personal Service.

From Board of Adjustment—Personal Service.

To Health Department — Personal Service, \$2,400.00.

From Relief Administration — Other than Personal Service \$9,000.00.

To Health Department — Personal Service.

From Convalescent Hospital—Other Than Personal Service.

To Health Department — Personal Service \$2,022.03.

From Convalescent Hospital—Other than Personal Service,

To Health Department — Personal Service \$292.49.

From Bureau of Baths — Personal Service \$1,487.57.

To Health Department — Personal Service.

From Bureau of Baths—Other Than Personal Service \$1,667.55.

To Health Department — Personal Service.

From Outdoor Poor Department — Personal Service.

To Health Department — Personal Service, \$1,000.00.

From Relief Administration — Personal Service \$1,000.00.

To Health Department — Personal Service.

From Law Department — Personal Service.

To Health Department — Personal Service \$717.00.

From Alms House, Other Than Personal Service, \$2,023.45.

To Alms House, Personal Service.

From Alms House—Other Than Personal Service.

To Health Department — Personal Service \$3,029.04.

From Board of Adjustment — Other Than Personal Service \$473.71.

To Health Department — Personal Service.

From Newark City Home—Personal Service, \$3,000.00.

To Director's Office—Personal Service.

From Newark City Home — Other Than Personal Service, \$2,000.00.

To Director's Office — Other Than Personal Service.

From Director's Office—Other Than Personal Service \$297.48.

To Celebration of Holidays—Other Than Personal Service.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he hereby is authorized and directed to make the following transfers to and from Budget appropriations in the Department of Public Affairs:

Twenty-one thousand dollars (\$21,000.00) from Division of Water Personal Service, to Division of Water other than Personal Service.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of the Department Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Parks and Public Property:

From Public Buildings, Personal Service, to Public Buildings, Other Than Personal Service \$1,200.00.

From Shade Tree, Other Than Personal Service, to Shade Tree, Personal Service, \$800.00.

From Central Purchase, Personal Service, to Central Purchase, Other than Personal Service \$3,000.00.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act. R.S. 40:2-30, Transfers of Appropriations, the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Revenue and Finance as follows:

From Stenographic Services—Other than Personal Services, to Sinking Fund Commission — Other Than Personal Services \$700.00.

From Tax Receiver Counter Division — Other Than Personal Services, to Tax Receiver Counter Division—Personal Services, \$700.00.

From Personal Arrears—Other Than Personal Services, to Personal Arrears—Personal Services \$400.00.

From Comptroller's Office — Other than Personal Services, \$300.00

From Auditor's Office—Other than Personal Services, \$500.00.

From Treasurer's Office—Other than Personal Services, \$500.00.

From Tax Board—Surveyor's Division—Other than Personal Services, \$500.00.

From Tax Receiver—Cashier's Division—Other than Personal Services, \$300.00.

From Tax Receiver — Bookkeeping Division—Other than Personal Services, \$500.00.

From Tax Receiver—Counter Division—Other than Personal Services, \$500.00.

From Maintenance Foreclosed Property—Other than Personal Services \$400.00.

To Tax Board—Other than Personal Service, \$3,500.00.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act. R.S. 40:2-30, Transfers of Appropriations, That the Director of Revenue and Finance be and he hereby is authorized and directed to make the following transfers to and from Budget appropriations in the Department of Public Affairs:

Fifty-three thousand dollars (\$53,000.00) from Bureau of Street

Cleaning, Other than Personal Service, to Bureau of Street Cleaning, Personal Service;

Five thousand dollars (\$5,000.00) from Special Elections, Other than Personal Service, to Bureau of Street Cleaning, Personal Service;

Eighteen hundred dollars (\$1,800.00) from the Industrial Commission, Personal Service, to Bureau of Street Cleaning, Personal Service;

Twelve hundred dollars (\$1,200.00) from the Industrial Commission, Other than Personal Service, to Bureau of Street Cleaning, Personal Service;

Five thousand eight hundred dollars (\$5,800.00) from the Bureau of Surveys, Personal Service, to the Bureau of Street Cleaning, Personal Service;

Three hundred dollars (\$300.00) from the Bureau of Lighting, Other than Personal Service, to Bureau of Lighting Personal Service;

One hundred eighty dollars (\$180.00) from Bureau of Lighting, Other than Personal Service, to Engineering Personal Service;

Four thousand five hundred dollars (\$4,500.00) from Bureau of Sewers, Other than Personal Service, to the Bureau of Sewers, Personal Service;

Nine thousand dollars (\$9,000.00) from the Bureau of Streets, Other than Personal Service, to Bureau of Streets Personal Service;

One thousand dollars (\$1,000.00) from Special Elections, Personal Service, to City Clerk, Other than Personal Service;

Four hundred dollars (\$400.00) from Bureau of Streets, Other than Personal Service to Mayor's Office, Other than Personal Service.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED; By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, transfers of appropriations, that the Mayor of the City of Newark as Supervisor of the Department of Public Safety, be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Safety:

From Personal Service, Board of Alcoholic Beverage Control, \$109.50.

To Other than Personal Service, Board of Alcoholic Beverage Control, \$109.50.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The following communication was received and read:

C. A. PREIM & CO.
744 BOARD STREET
Newark, N. J.

December 14, 1940.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:—

We hereby request that the \$25,000 School Bonds of The City of Newark, hereinafter described, be reconverted, at our expense, into coupon bonds as provided by law.

The bonds are dated March 1, 1930, payable March 1, 1950, bear interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on March 1st and September 1st, and consist of twenty-five bonds of the denomination of \$1,000 each, numbered from 776 to 800, inclusive.

The bonds are now registered in the name of "H. L. Schwamm & Company." We have purchased the bonds and the bonds have been assigned to us with a power of attorney which authorizes us to have the bonds transferred to us on the books of the City and to have the bonds reconverted into coupon bonds.

Very truly yours,
C. A. PREIM & CO.,
By H. J. Camplers.

HJC/FW

Ordered filed:

Commissioner Murphy offered the following resolutions:

WHEREAS, The City of Newark has heretofore issued \$25,000 School Bonds, dated March 1, 1930, payable

March 1, 1950, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on March 1st and September 1st, and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 776 to 800, inclusive; and

WHEREAS, each of said bonds was issued in coupon form in accordance with an ordinance or resolution adopted prior to the issuance of said bonds, and each such bond has been converted into a fully registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Controller of a conversion certificate printed on the back of such bond, and each of said bonds is now registered in the name of "H. L. Schwamm & Company," and said registered holder has, through its duly authorized attorneys, C. A. Preim & Co., presented to the Board of Commissioners a written request that said bonds be reconverted as hereinafter provided, and the Board of Commissioners desire to grant such request: NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark as follows:

Section 1. The Mayor, Director of the Department of Revenue and Finance and City Clerk, now in office, are hereby authorized and directed to cause to be prepared new bonds of the same form and tenor as said outstanding \$25,000 School Bonds, and new coupons for the unmatured interest on said bonds, of the same form and tenor as those attached to said bonds when they were issued, and to attach such new coupons to said new bonds, and to execute and sign and seal said bonds; provided,

however, each of said new bonds shall recite on its face that it has been re-issued pursuant to this resolution in exchange for a bond of the same form and tenor originally issued as a coupon bond and thereafter converted into a fully registered bond, and each of said new coupons shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 2. The City Comptroller is hereby authorized and directed to issue said new bonds in exchange for said outstanding registered bonds pursuant to Section 40: 1-57 of the Local Bond Law, and to cancel said outstanding registered bonds.

Section 3. The reconversion of said bonds shall be entirely at the expense of said registered holder. Said City of Newark hereby consents to the reconversion of said bonds in accordance with the provisions of this resolution.

Section 4. The new bonds issued pursuant to this resolution shall be numbered and mature in the same manner and shall bear the same date and be of the same denominations and bear the same rate of interest as said outstanding bonds.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, the \$150,000 Emergency Note of the City of Newark, dated September 27, 1940, payable

December 27, 1940, heretofore issued pursuant to the resolution adopted by the Board of Commissioners on the

..... day of, 1940, is outstanding, and there are no funds in the City treasury which are available for the payment of said note, and the Board of Commissioners desires to renew said note as hereinafter provided: NOW, THEREFORE,

The Board of Commissioners of The City of Newark DO RESOLVE as follows::

Section 1. For the purpose of renewing said outstanding \$150,000 Emergency Note dated September 27, 1940, payable December 27, 1940, there shall be issued, pursuant to the Local Budget Law of New Jersey, a note or notes of The City of Newark of the aggregate principal amount of \$150,000, to be designated "Emergency Notes." Said note or notes shall be dated the 27th day of December, 1940, and shall be payable on the 27th day of March, 1941, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Each of said note or notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and by Eugene Farrell, as Acting City Auditor, and shall be sealed with the corporate seal of said City, and each of said notes and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said note or notes and to issue said note or notes in such form as they may adopt in conformity with law and to recite therein that all requirements

and conditions of law have been complied with in the issuance of said note or notes, and that said note or notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note or notes not determined by this resolution, and also the power to sell note or notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note or notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. All moneys borrowed by the issuance of said notes shall be applied to the payment of the principal of said outstanding \$150,000 Emergency Note, dated December 27th, 1940, payable March 27th, 1941.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the premises situate at 641-59 Clinton Avenue, Block 3006, Lot 22, has heretofore been assessed as one parcel of land, 250 x 105 feet; and

WHEREAS, there is outstanding thereon the following liens, to wit:

Interest and Cost in Certificate
for years 1932 to 1937 and
Assessment\$ 2,297.25

Snow Removal	26.27
1932 Tax	1,961.33
1933 Tax	946.28
1934 Tax	2,106.05
1935 Tax	1,552.32
1936 Tax	1,760.22
1937 Tax	2,129.13
1938 Tax	2,129.82
1939 Tax	2,102.10
1940 Tax	1,915.75

\$ 18,926.52

and,

WHEREAS, Capital Securities Co., Inc., has made application for apportionment of 110-100 feet of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance; and

WHEREAS, said apportionment amounts to:

Interest and Cost in Certificate for
years 1932 and 1937 and Assessment\$1,010.75

Snow Removal	26.27
1932 Tax	863.45
1933 Tax	416.56
1934 Tax	927.10
1935 Tax	683.02
1926 Tax	774.96
1937 Tax	936.82
1938 Tax	937.12
1939 Tax	923.65
1940 Tax	843.90

Interest and Cost not in
 Certificate up to and in-
 cluding 12-31-40 1,385.25

 \$9,728.89

THEREFORE BE IT RESOLVED
 by the Board of Commissioners of
 the City of Newark that the Director
 of the Department of Revenue and
 Finance be and he is hereby author-
 ized to make apportionment of the
 taxes aforesaid on the above describ-
 ed property, as requested in applica-
 tion, all in manner provided and re-
 quired by law, subject to approval of
 the Law Department as to form and
 procedure.

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution
 was declared adopted by the follow-
 ing votes:

Yeas: Commissioners Byrne, J.,
 Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
 lowing resolutions:

WHEREAS, the Board of Chosen
 Freeholders of the County of Essex,
 N. J. did on November 14, 1940 adopt
 the following resolution:

" WHEREAS, that portion of North
 Sixth Street from Heller Parkway
 northerly to the Newark-Belleville
 line, was recently transferred by the
 City of Newark to the County of Es-
 sex and has been improved as part
 of the County Highway System and
 has been extended northerly through
 the Town of Belleville to a junction
 with Belleville Avenue and Franklin
 Avenue under the name of North
 Sixth Street-Franklin Avenue Exten-

sion, and it is desirable that it should
 be known locally as Franklin Avenue
 in said City and Town and in the
 County highway system;

RESOLVED that said North Sixth
 Street from Heller Parkway northerly
 to the Newark-Belleville line and
 said extension through the Town of
 Belleville to its junction with Belle-
 ville Avenue and Franklin Avenue,
 shall be known hereafter as Frank-
 lin Avenue, this resolution to become
 effective upon the adoption by the
 Boards of Commissioners of the City
 of Newark and of the Town of Belle-
 ville of consenting resolutions.

RESOLVED that certified copies of
 this resolution be filed with the
 Clerks of said City and Town, and
 thereupon receipt by the Clerk of this
 Board of said consenting resolutions,
 certified copies of this and of such
 consenting resolutions be filed in the
 office of the County Clerk for record-
 ing and filing in the road records of
 his office."

THEREFORE, BE IT RESOLVED
 By the Board of Commissioners of
 the City of Newark, that the consent
 of the City of Newark in the matter
 aforesaid be and is hereby given, as
 required by the resolution of the
 Board of Chosen Freeholders of the
 County of Essex, N. J.

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution
 was declared adopted by the follow-
 ing votes:

Yeas: Commissioners Byrne, J.,
 Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark

by agreement with Public Service Co-ordinated Transport, is now attaching traffic signals to Transport poles on Board Street between State Street and Pennington Street, Newark; and

WHEREAS, the City is desirous of attaching traffic signals to Transport poles on Broad Street, Market Street and Plane Streets, in the City of Newark; and

WHEREAS, the Public Service Co-ordinated Transport is willing to consent to the use of the Transport poles on the aforesaid streets;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Mayor, Director of the Department of Public Affairs, and the City Clerk of the City of Newark be and they are hereby empowered and instructed to sign the agreement between the Public Service Co-ordinated Transport, for attaching traffic signals to Transport poles on Broad Street, Market Street and Plane Street in the City of Newark, as per the agreement, copy of which is attached hereto and made a part of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Frank, Mayor Ellenstein.

WHEREAS, the Board of Commissioners of the City of Newark did, on April 5, 1939, adopt a resolution (No. 4596), a copy of which is hereto annexed, and

WHEREAS, it has been agreed by

and between the Department of Parks and Public Property and the Department of Public Safety that the effective date of said resolution be amended,

NOW, THEREFORE, BE IT RESOLVED, that the following paragraph in the aforementioned resolution, "This resolution to become effective when the Director of the Department of Parks and Public Property shall have demolished the buildings located on that part of the above described premises, known as 46-48 Franklin Street," be and the same is hereby amended to read as follows:

"This resolution to become effective January 1, 1941."

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark has entered into a lease of the hangar at Newark Airport, between the City of Newark and the Brewster Aeronautical Corporation, which lease is dated the 16th day of May, 1940, and which was for a term of one year, commencing March 1, 1940; and

WHEREAS, paragraph 4 of said lease provides:

"The tenant shall have the option to renew this lease for two successive periods of one year each, followed by two further successive periods of five years each, on the same terms and conditions; written notice of each such renewal to be given to the City

at least three months before the expiration of the term thereof, or of any renewal or successive renewal period, * * * ."
and,

WHEREAS, the Brewster Aeronautical Corporation has served the required notice upon the City, copy of which is attached hereto and made a part hereof, together with the acknowledgment by the City Clerk;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that receipt of the required notice in the matter hereinbefore stated is hereby acknowledged, and the Mayor and the City Clerk be and they are hereby authorized to execute, on behalf of the City of Newark, a renewal agreement, in form and substance according to the terms of the original lease, approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the follow-

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

WHEREAS, the National Youth Administration is desirous of establishing a center for the mechanical training of youth in classes of five hundred (500) between the ages of 17 and 25 years to be taken from the relief rolls of the City and has requested the City of Newark to provide a suitable location for the con-

struction of said training center as sponsor; and

WHEREAS, the City of Newark is the owner of a certain plot of land known as 242-248 Belmont Avenue and 218-234 Livingston Street in the City of Newark which has been approved by the National Youth Administration as being well suited for the purpose of constructing the necessary buildings for the purpose aforesaid;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a lease with the National Youth Administration for the premises hereinbefore described, said lease to be subject to cancellation by the City of Newark or the National Youth Administration on thirty days notice in writing to the other at a rental of \$1.00 per year, and said lease to provide that the National Youth Administration is to erect and equip with the necessary training machinery a one story building 40x140 feet with a wing 40x80 feet at an approximate cost of \$160,000.00 with the understanding that no expense or contribution is to be asked of the City of Newark with the exception of the use of the land hereinbefore described, containing approximately thirty-five thousand (35,000) square feet, the lease subject to such conditions and covenants as may be required by the Director of the Department of Parks and Public Property, and to approval as to form by the law department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes::

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, the City of Newark is an industrial city and under the national defense program many industrial corporations and manufacturing companies in and about this city are engaged in wartime industries, and

WHEREAS, housing facilities have now been provided in all of the wards of the city other than the first, seventh and fourteenth wards, wherein there is a dire need for similar additional housing accommodations in said three wards.

THEREFORE, BE IT RESOLVED, that the Newark Housing Authority be urged to give serious consideration to the establishment and extension of new housing projects providing additional housing facilities for the afore-said employees and their families in the first, seventh and fourteenth wards of the City of Newark.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That sealed proposal

received by the Department of Central Purchase on December 9, 1940, for furnishing and delivering Chlorinators and Ammoniators to the Department of Public Affairs be and the same hereby is rejected, inasmuch as only one (1) bid was received, and also to permit further investigation of the specifications by the Division of Water; therefore be it

FURTHER RESOLVED that the Department of Central Purchase be and it hereby is authorized and directed to re-advertise for sealed proposals for said Chlorinators and Ammoniators.

BIDS to be received on such date and at such times as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Traffic Signal Controllers, Breathing Apparatus, and Schedule Renning Binders, all for the Department of Public Safety; Burroughs Billing and Accounting Machine, and Printing Auditor's Annual Report, all for the Department of Revenue and Finance.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to advertise for saled proposals for window cleaning in the City Hall group of buildings, and for repairing generator No. 132333 in the City Hall Power Plant, Newark, New Jersey.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Department of Public Safety, pursuant to Resolution No. 7909, adopted June 26, 1940, advertised for bids for the removal of abandoned and damaged automobiles from the public highways of the City of Newark in such instances where the owner of said car fails to move or have said car removed; and

WHEREAS, the Department of Public Safety has received bids from several garage owners located in the various parts of the City; and

WHEREAS, the Department of Public Safety has made investigation of the facilities of the various bidders and the proximity of their garages to the downtown area, and the capacity of their garages for the storage of automobiles, and other pertinent data; and

WHEREAS, the Department of Public Safety recommends the American Service Station, Ltd., 97 Branford Place, as the bidder to whom the contract should be awarded;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the American Service Station, Ltd., 97 Branford Place, be and it is hereby designated as the official garage to which the Department of Public Safety shall remove abandoned and damaged cars in such cases where the owner of said car fails to move or to have the said car removed; and

BE IT FURTHER RESOLVED, that the contract with the American Service Station, Ltd., shall be based upon the following schedule of rates:

Towing of Passenger Cars	\$2.50
Towing of Motor Trucks	2.75
Storage of Passenger Cars (Per Day)	1.00
Storage of Trucks (Per Day).....	1.00

and

BE IT FURTHER RESOLVED, that the Mayor and the City Clerk of the City of Newark be and they are hereby authorized to sign the said

contract, in such form as shall be approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8911, dated November 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

JOHN P. CALLAGHAN, INC.--
Harrison, N. J.

(Public Affairs)

Approx. 2,000 cubic yards Ready Mixed Concrete 1:2:4 with Grade C or E Broken Stone using H.E.S. Portland Cement (Sec. 407, 408, 409, 412, 417, 418 and 420 Bureau of Streets Standard Specifications) Truck delivery to various streets as directed \$6.00 cu. yd.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 9007, dated December 4, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of

the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

FRANKLIN LUMBER COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 3,030 pieces No. 1 Common Fir, various sizes as listed in the Department of Central Purchase & \$48.20 MBM.

DAVID RIPLEY & SONS—
W. Frank Hopping, Inc.,

(Public Affairs)

Approx. 210 pcs. 3x10x26 feet, 13,650 feet L.L. Yellow Pine, dressed one side and two edges @ \$87.00 MBM.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8967, dated November 27, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

NEWARK BUICK CORPORATION
Newark, N. J.

(Department of Public Affairs)

One (1) Model 90-L, 8 Passenger Buick Automobile with Standard Accessories for\$2,310.40

ALLOWANCE—1928 Nash
Sedan, Model 464 25.00
Net\$2,285.40

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the

law and by authority of the Board of Commissioners of The City of Newark, by a resolution No. 8853, dated November 13, 1940, the Director of the Department of Parks and Public Property publicly solicited, received and opened bids for demolishing the old Comfort Station and Field House located at Hayes Park East, Newark, New Jersey; and,

WHEREAS, the Gerber Building Material and Supply Company have bid the sum of two hundred dollars (\$200.00), which proposal has been accepted as the lowest responsible bid:

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the proposal of said Gerber Building Material and Supply Company be and the same is hereby accepted and the contract, subject to the requirements of all State laws and City ordinances governing municipal contracts, awarded to the Gerber Building Material and Supply Company, at the price aforesaid; and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract, subject to State Law and ordinances concerning prevailing wage scale and 8 hour day.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e.

Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for the following material and work on passenger elevators in the Board of Education Building, rear of City Hall, Newark, to wit:

Motor armature on elevator No. 1 to be completely rewound, and the commutator remicaed and reinstalled.

Armature to be guaranteed for one year.

Renew one field coil in the generator of motor generator set and reinstall, on elevator No. 3;

and did receive an estimate from the Otis Elevator Company of three hundred and five dollars (\$305.00), which the Director deems to be the lowest bid be can obtain for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the aforesaid Director ze and he is hereby authorized to contract accordingly, subject to the requirements of all State laws and City ordinances governing municipal contracts. Subject to State Law and City ordinances concerning prevailing wage scale and 8 hour day.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the

Department of Parks and Public Property did solicit informal bids for the following material and work for plumbing and heating to be done at the Shade Tree Greenhouse, located at Irvington Avenue, Newark, New Jersey, to wit:

Furnish and install one (1) hot water boiler complete with coils, etc., as per specifications in the Shade Tree Office;

Furnish and install one (1) toilet and one (1) wash basin, connect same to sewer, and relocate water main now in pit, as per specifications in the Shade Tree Office;

and did receive an estimate from Benj. Cohen Plumbing and Heating Company of Five hundred fifty-nine dollars and twenty-five cents (\$559.25), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the afore-said Director be and he is hereby authorized to contract accordingly, subject to the requirements of all State laws and City ordinances governing municipal contracts. Subject to State Law and City ordinances concerning prevailing wage scale and 8 hour day.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the contracts between the City of Newark and the Housing Authority of the City of Newark for the furnishing of water to the several housing projects, be and the same hereby are approved and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute the same on the part of the City of Newark, upon the adoption of this resolution, as follows:

Contract dated May 1st, 1940, for supplying water to Pennington Court Project, South and Pacific Streets;

Contract dated August 15th, 1940, for supplying water to Seth Boyden Project, old Dreamland Park;

Contract dated August 15th, 1940, for supplying water to James M. Dexter Terrace Project, Orange and Nesbitt Streets;

Contract dated August 15th, 1940, for supplying water to Stephen Crane Village, Branch Brook Park.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

The Director of the Department of Parks and Public Property submits

the items, as hereinafter set forth, as obligations incurred by his department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

The items submitted herein have been audited by the Auditing Department and appear on regular certified list of bills submitted for approval. The purpose of this resolution is for departmental record, and constitute a duplication.

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property be and the same are hereby approved:

Central Purchase

Hagin & Koplin, Inc.—Repairs
and Parts for Autos\$ 2.98

Jersey Central Garage—
Storage for Car 8.00

L. C. Smith & Corona Typewriters, Inc.—Repairs 3.50

Bennett Oil Co.—Gasoline, Oil,
etc 51.01

Director's Office

Bennett Oil Co.—Gasoline, Oil,
etc. 14.85

City Treasurer—Postage 8.00

Printing and Stationery— Miscellaneous Advertising

Newark Evening News—
Miscellaneous Advertising... 109.85

Newark Star Ledger—
Miscellaneous Advertising.... 29.64

Smoke Abatement

Bennett Oil Co.—Gasoline, Oil,
etc. 15.12

City Treasurer—Postage 20.00

Printing and Stationery— Dedicated Revenue

Newark Typewriter Repair
Shop—Repairs 16.80

Underwood Elliott Fisher
Co.—Repairs 5.35

Public Buildings—City Owned Property

Department of Public Affairs,
Water—Water Rent 3.75

Insurance Fund Commission—
Fire Insurance 508.55

Public Buildings

Acme Neon Sign Co.—Cutting
Stars for Decorations 30.00

Benj. Cohen—Cleaning Out
Sewer and Waste Pipes 54.65

Insurance Fund Commission—
Insurance 163.75

Insurance Fund Commission—
Insurance 345.00

Max S. Kotler—Locks and
Keys 4.20

M. Lakind—Furnishing and
Installing Glass 24.00

N. J. Bell Telephone Co.—
Telephone Service 953.20

N. J. Bell Telephone Co.— Direct Wires	178.11	Public Service Electric & Gas Co.—Electric	26.40
Shade Tree		Sterling Motors Co.—Repairs to Truck	20.32
Philip E. Alden—Membership Dues Shade Tree Federa- tion	6.00	Andrew J. Sweeney— Transportation and Calls	5.00
Carl Bannwart—Incidental Expenditures	5.76	Patrick H. Tansey— Transportation and Calls	5.00
Bennett Oil Co.—asoline, Oil, etc.	110.13	Weights and Measures	
Burnet Tire & Battery Co.— Battery Recharged	1.05	Bennett Oil Co.—Gasoline and Oil	16.75
Cornelius J. Cronin—Trans- portation and Calls	5.00	Superior Garage of Newark, Inc.—Storage, etc.	59.63
DeCozen Motor Co.—Repairs to Autos	6.83	Jos. M. Byrne, Jr. Vincent J. Murphy M. Ellenstein Pearce R. Franklin	
DeCozen Motor Co.—Auto Repairs	40.79	The roll being called, the resolu- tion was declared adopted by the fol- lowing votes:	
S. H. Grossman, Inc.—Repairs to Truck	54.34	Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.	
William C. Hicks—Transport- ation and Calls	3.00	Commissioner Franklin offered the following resolution:	
Insurance Fund Commission Burglary Insurance	48.60	RESOLVED, That the title of Food & Drug Inspector be and the same is hereby created in the Emergency Relief Division of the Department of Public Works at a salary of \$1,620 per annum, effective December 1, 1940.	
Henry Lohse Co., Inc.—Re- pairs to Tractor	5.18	There are 1600 Grocery, Meat Fish and Delicatessen Stores in the City of Newark dispensing food to relief clients for orange and blue stamps. Periodical inspections of these stores are requisite, neces-	
Walter R. MacPherson— Transportation and Calls	5.00		
Newark Saw Works—Saws Filed and Set	3.20		
Solomon Newbarth— Transportation and Calls	5.00		
N. J. Bell Telephone Co.— Telephone Service—Nursery	5.00		

sitating the full time services of Food and Drug Inspectors in the Emergency Relief Division appointed from the approved Civil Service list.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin,, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of December, 1940 and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Mary Peters, temporarily appointed Cleaner, at a salary of \$4.00 per day, effective December 10, 1940.

Margaret Sims, temporarily appointed Cleaner, at a salary of \$4.00 per day, effective December 5, 1940.

John J. Glozek, an American citizen, temporarily appointed Stationary Engineer, effective December 10, 1940, at a salary of \$3,180.00 per annum.

Mr. Glozek has been appointed for relief work during the illness of Gottfried Dries, Jr., Stationary Engineer,

who has been absent since December 9th, 1940, and is being paid during his absence.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

SHADE TREE

Louis Melchione, Laborer-Tree Climbing, 7 days starting December 28, 1940.

Nathan Feldstein, Laborer-Tree Climbing, 12 days, starting December 9, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the month of December, 1940, and the first half of January, 1941, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

William J. Meyler, temporarily appointed Stationary Fireman, effective December 11th, 1940, at a salary of \$3,000.00 per annum.

Mr. Meyler has been appointed to relieve Joseph Callery, Stationary Fireman, who has been absent because of illness since December 11th,

1940. Mr. Callery is being paid during his absence.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

DIRECTOR'S OFFICE

Edna M. Holdswirth, Executive Clerk, two days of her 1940 vacation namely, January 2nd and 3rd, 1941.

SHADE TREE

Peter Sandomeno, Laborer-Tree Climbing, 7 days, starting December 20th, 1940.

SMOKE ABATEMENT

Herman Davis, Smoke Inspector, two days of his vacation, namely December 26th and 27th, 1940.

WEIGHTS & MEASURES

Walter C. Franz, Assistant Superintendent, three days of his vacation, namely, December 23rd, 24th and 26th, 1940.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that SAMUED FELDMAN be and he is hereby appointed as a member of the Board of Adjustment

for a term of five (5) years from January 1st, 1941 to January 1 1946, or until his successor is appointed and qualified, at an annual salary of one thousand five hundred dollars (\$1,500), payable as other salaries are payable, under and by virtue of the authority of R.S. 40:55-36, and the provisions of an ordinance entitled: "Zoning Ordinance of the City of Newark," adopted January 8, 1930, as amended and supplemented.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That Peter C. Walsh, Deputy Clerk, Night Police Court of the City of Newark, having been certified by the Civil Service Commission as eligible, do and he is hereby promoted to the position of Clerk, Night Police Court of the City of Newark, at a salary of \$3,500.00 per annum, payable semi-monthly as other salaries are paid, effective December 18, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, That Abraham B. Cohen, Deputy Clerk, First Criminal

Court of the City of Newark, having been certified by the Civil Service Commission as eligible, be and he is hereby promoted to the position of Clerk, First Criminal Court of the City of Newark, at a salary of \$3,500.00 per annum, payable semi-monthly as other salaries are paid, effective December 18, 1940.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, there are four vacancies in the rank of Patrolman, Police Division, Department of Public Safety, because of the retirement of four Patrolman from the Police Division, Department of Public Safety, and

WHEREAS, it is essential for the welfare of the City and the protection of its inhabitants that replacements be made in said rank.

NOW, THEREFORE, BE IT RESOLVED That Frank J. Keogh, James Brindle, Jr., Michael P. Georges and Morris Busch, having been certified by the Civil Service Commission as eligible and having passed satisfactorily a physical examination by the Police Surgeon, be and they are hereby appointed as Patrolmen in the Police Division of the Department of Public Safety, to take effect January 1, 1941, and they shall be paid the same compensation and in like manner as are other Patrolmen in the same grade of service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, Patsy Gentempo entered the employ of the City of Newark, in the year 1908, and has been continuously employed in the capacity of laborer, Street Cleaning Division, Department of Public Affairs, since that date; and,

WHEREAS, said Patsy Gentempo has made application for a pension under—

Chapter 218, P.L. 1937, (R.S. 1939, 43: 12-1), (as amended),

wherein it is provided that:

“A person who has been continuously in the employ of any city for a period of twenty-five years and has reached the age of seventy years or who has been continuously in the employ of any city for a period of forty years and has reached the age of sixty years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half of the amount he was receiving as salary from the city at the time of his retirement”;

and,

WHEREAS, it appears that the said Patsy Gentempo is now more than 70 years of age, to wit, is of the age of 73 years, and has been continuously employed by the City since 1908—a period of over 32 years; and,

WHEREAS, the said Patsy Gentempo is receiving a salary of \$24 per week, and desires to retire, due to ill health, under the provisions of the law which provides for the retirement of one who has reached the age of 70 years, and who has been employed continuously for a period of 25 years;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the application for a pension by Patsy Gentempo, employee of the City of Newark, in the Bureau of Street Cleaning, in the capacity of laborer, be and the same is hereby granted, by virtue of the provisions of—

Chapter 218, P.L. 1939, (R.S. 1937, 43: 12-1), (as amended),

said pension to become effective as of December 18, 1940; and

BE IT FURTHER RESOLVED that the said Patsy Gentempo be paid a pension of \$12 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the action of the Corpora-

tion Counsel of the City of Newark in appointing NICHOLAS ALBANO, AARON LEVINSTONE, and RICHARD H. COSHION, Special Assistant Corporation Counsel to supervise the foreclosure of tax title liens owned by the City of Newark, on which foreclosure proceedings may be instituted, at the compensation set forth in the schedule of fees annexed and made a part of said appointment, be, and the same is hereby consented to and confirmed.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

SCHEDULE OF FEES AND DISBURSEMENTS

In the ordinary typical foreclosure suit, the fees and disbursements will be as follows:

(Subject to variations for charges such as services of subpoena, U. S. and Supreme Court searches, and advertising charges in case of inability to personally serve, which type of charges vary with the number of defendants, etc.)

Fee for search and continuation\$10.00

Fee paid jointly to the three Special Assistant Counsel for their work and supervision 10.00

Fee to the attorney designated
the Special Assistant Corpor-
ation Counsel in Forecloseure
Work for handling the case 50.00

Disbursements:

Chancery Court deposit	25.00
Lis Pendens filing at Regis- ter's Office	2.00
Subpoena fees to Sheriff....	5.00
U. S. and Supreme Court searches	6.00
Chancery Abstract	4.00
Recording decree	2.50

This makes a total in the ordinary
typical suit of \$114.50 per suit.

The disbursements will vary in that
the subpoena fees to be paid to the
Sheriff for service, and the United
States and Supreme Court searches
depend upon the number of defend-
ants, and may be more or less than
the above figures.

Where personal service cannot be
made upon defendants, and it is nec-
essary to have an order for substitut-
ed service, there will be additional
charges for the newspaper advertis-
ing, which is required in such cases.

Additional compensation may be
allowed in suits where more than one
tax lien is joined in the one action,
or where parties having interest in a
number of liens are joined in the
foreclosure of all of those liens. This,
of course, while constituting addition-
al compensation per case, will mean
a reduction below the cost if each lien
were separately foreclosed.

Also, where the searches require

unusual work in that a number of
titles must be searched in connection
with one foreclosure, similar allow-
ance must be made.

A certain and substantial amount
of investigation is necessary in each
foreclosure case, but where unusual
investigation is required, some rea-
sonable allowance to cover disburse-
ments made therefore should be pro-
vided. These cases should be few in
number.

In case of settlement after institu-
tion of suit, a reasonable fee will be
allocated for the services rendered
up to the time the settlement is made,
the allocation being based upon the
fees above set forth.

In the event that the efforts of the
Special Assistant Corporation Coun-
sel acting as Supervisors of this
work should be successful in obtain-
ing payment from the taxpayer be-
fore the making of search and the
institution of suit, then they are to
receive one-half of the fee which
would be paid them for supervision
if the search and suit had been made
and instituted, provided that the
amount of tax collected from the tax-
payer be not less than \$100.00, and,
where less than \$100.00, they shall
receive one-third of the amount
which would have been paid them for
supervision if the search and suit had
been made and instituted.

All taxed costs in proceedings in-
stituted shall belong and be paid to
(this is the general law) the Cor-
poration Counsel of the City of New-
ark, James F. X. O'Brien, and the
attorney of record, who will transmit
the same to the Treasurer as hereto-
fore, to be deposited for the benefit
of the City. Thus the City will re-
ceive the benefit of the taxed costs,

instead of the individual attorney keeping them for himself.

Instead of paying to each attorney the necessary disbursements in order that he might make payment to the Chancery Court Clerk, the Essex County Register, the Sheriff, etc., the City will open up Special Foreclosure Accounts with the Clerk in Chancery, the Essex County Register, the Sheriff, and any other parties to whom disbursements will be regularly made in connection with the foreclosures, and the fees and disbursements of the same will be charged against such account. The attorney will be given an authorization in each case permitting charges to be made against the account for that particular foreclosure case.

There will also be certain forms prepared, the printing of which will be provided for out of the budgetary appropriation relating to foreclosure work.

The Master's fees in cases going to decree will be paid directly to them by the City out of the budgetary items covering this work. These fees cannot be set by us since they are fixed by law.

Monthly itemized statements should be requested from the Auditor of the City covering all of the above mentioned accounts.

All fees paid to Special Assistant Corporation Counsel, searchers, and lawyers acting as Special Assistant Corporation Counsel in Foreclosure Work, will be subject to the limitations provided by laws and ordinances relating thereto.

Commissioner Byrne offered the following resolution:

WHEREAS, Ernest F. Masini,

Deputy Director of the Department of Parks and Public Property, has been authorized by the Director of the Department of Parks and Public Property to attend the Second Annual Meeting of the American Society of Public Administration, to be held at Chicago, Illinois, on December 27th, 28th, 29th and 30th, 1940;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that a sum not to exceed one hundred and fifty dollars (\$150.00) be and the same is hereby appropriated to Ernest F. Masini, Deputy Director of the Deputy Director of the Department of Parks and Public Property, for the purpose of defraying expenses in attending the aforesaid meeting.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Waring Realty Company, seeking to recover from the City of Newark the sum of \$25,349.90 as and for its claim for commissions due for the negotiation of an amendment to a Lease dated December 19, 1934, which said amendment was executed October 9, 1935, did institute proceedings in the Supreme Court of the State of New Jersey for a writ of mandamus; and

WHEREAS, said proceedings in the Supreme Court resulted in the

issuance of a peremptory writ of mandamus directing the payment of the said sum of money but leave was granted by the said Court, upon application, to mould the pleadings so as to appeal to the Court of Errors and Appeals of New Jersey; and

WHEREAS, the Director of the Department of Revenue and Finance is desirous of appealing the said decision of the Supreme Court so as to have a final determination of the liability of the City upon said claim; and

WHEREAS, it was contended by Counsel for the Waring Realty Company that the said Director of the Department of Revenue and Finance is not entitled to secure an order for the moulding of said pleadings unless application therefor is joined both by said Director of the Department of Revenue and Finance and by the City of Newark as a corporate body; and

WHEREAS, the Supreme Court has agreed with this contention of Counsel for the Waring Realty Company and has ruled that in the absence of a formal resolution by the governing body of the City of Newark, the said pleadings will not be moulded, as indicated by a letter of the said Supreme Court to Counsel, dated December 12, 1940, a copy whereof is annexed hereto; and

WHEREAS, an examination of the opinion of the Court in granting the aforesaid writ of mandamus makes it evident that had the resolution of August 28, 1940 been rescinded by the adoption of the resolution presented by Vincent J. Murphy, Director of the Department of Revenue and Finance, on September 25, 1940, the said writ of mandamus would not

have been issued and, in fact, would have been denied by the Supreme Court; and

WHEREAS, it is further obvious that the Supreme Court would have given leave to mould said pleadings and to appeal the said judgment to the Supreme Court if the Board of Commissioners had adopted the resolution presented by the said Director of the Department of Revenue and Finance on November 13, 1940; and

WHEREAS, the opportunity to save for the City of Newark the sum of \$25,349.90, and the additional sum which will be claimed by the said Waring Realty Company of approximately \$6,000.00, justifies the expenditure of the few hundred dollars necessary to prosecute an appeal.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Corporation Counsel is hereby authorized and instructed to join with the Director of the Department of Revenue and Finance in his application for a rule to mould the pleadings in the New Jersey Supreme Court so as to enable the prosecution of said appeal.

Vincent J. Murphy
Jos. M. Byrne, Jr.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK, NEW JERSEY

December 10, 1940.

The Board of Commissioners
of the City of Newark,

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P.L., 1936 (40:55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

49-51 Warren Street; Amy A. Kinney, owner, permit for the renewal of an automobile parking station; such use to be limited to a period of one year ending November 14, 1941.

*586-602 Broad Street; Joseph Feldheim; renewal of the permit for automobile parking station; such use to be limited to the period of one year ending December 20, 1941.

*42 Elm Road; Patsy Quagliato; renewal of permit for two portable gasoline tanks; such use to be limited to a period of one year ending December 8, 1941.

*29-33 Warren Place; Louis Noce renewal of permit for an automobile parking station; such use to be limited to a period of one year ending December 20, 1941.

Respectfully submitted,

BOARD OF ADJUSTMENT.
R. B. Rankin,
Secretary.

Filed, copy to be sent to each commissioner and further action postponed to December 24, 1940.

The City Clerk: A motion to suspend the rules in the matter of renewals is in order, Mr. Mayor, and then to set a hearing date.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Amy A. Kenny, owner for the renewal of a permit for an automobile parking station; premises 49-51 Warren Street, such use to be limited to the period of one year ending November 14, 1941.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Feldheim (Chase National Bank and Estate of R. Wayne Parker, owners); for the renewal of a permit for an automobile parking station; premises 586-602 Broad Street; such use to be limited to the period of one year ending December 20, 1941.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Patsy Quagliato (Donato Quagliato, owner) for the renewal of a permit for two portable gasoline tanks; premises 42 Elm Road, such use to be limited to a period of one year ending December 8, 1941.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in op-

position to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Louis Noze (Knickerbocker Ice Company, owner) for the renewal of a permit for an automobile parking station; premises 29-33 Warren Place; such use to be limited to a period of one year ending December 20, 1941.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commisisoners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
CITY HALL
NEWARK,, NEW JERSEY

December 17, 1940.

The Board of Commissioners
of the City of Newark,

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1938 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

16 Dey Street; Newark Auto Leasing Corporation; permit for the erection of an addition to a public garage.

*492-496 South 12th Street; Wilfred Weber, owner; the extension of a storage space and covered driveway to an existing pickled meat factory.

*25-27 East Alpine Street; Frank Tortoriello; to permit the renewal of an automobile parking station; such use to be limited to a period

of one year ending October 21, 1941.

Respectfully submitted,
BOARD OF ADJUSTMENT.
R. B. Rankin,
Secretary.

Filed, copy to be sent to each commissioner and further action postponed to December 24, 1940.

The City Clerk: I have a communication from the Board of Adjustment referring to this Board three matters, two of which are renewals, and the one remaining matter is a matter in which a request has been made for a suspension of rules. There were no objectors before the Board of Adjustment.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these matters.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Wilfred A. Weber, owner, for the construction of additional storage space and a covered driveway to an existing meat pickling factory; premises 492-496 South Twelfth Street.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Frank Tortoriello (Madeline L. Goodrich, owner); for the renewal of permit for automobile parking station; premises 25-27 East Alpine Street; such use to be limited to be period of one year ending October 21, 1941.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take the usual course and be heard next Tuesday. The other matter referred to the City Commission by the Zoning Board will be heard at next Tuesday's meeting.

The usual resolutions submitted by Director Murphy will be considered as though they had been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions on the Department of Public Affairs.

Roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for November, 1940.

Department of Buildings for November, 1940.

Clerk of First District Court for November, 1940.

Clerk of Second District Court for November, 1940.

Superintendent of Alms House for November, 1940.

City Clerk (2) for November, 1940.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for November 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, for November, 1940.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for November, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for November, 1940.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for November, 1940.

Robert J. Beckley, Clerk 3rd Criminal Court, for November, 1940.

Elizabeth S. Lewis, Clerk Family Court, for November, 1940.

City Treasurer for November, 1940.

Comptroller for November, 1940.

Received and filed.

The following communication was received and read:

CITY OF NEWARK, NEW JERSEY
DEPARTMENT OF REVENUE AND FINANCE

November 1, 1940.

To the Honorable

The Commissioners of the City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866." I herewith present a statement of the receipts and disbursements for the month of October, 1940:

RECEIPTS

Cash on hand—September 30, 1940	\$4,092,522.42	
Received from Comptroller—October	2,475,816.88	
	<u> </u>	\$6,568,339.30

DISBURSEMENTS

By Warrant	\$2,960,905.39	
Without Warrant	10,695.92	
Loan to 1940 Relief Account	200,000.00	
	<u> </u>	3,171,601.31
Cash on hand—October 31, 1940		\$3,896,737.99

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By: Joseph J. Kroehl.

Ordered filed.

MONTHLY STATEMENT OF CASH COLLECTIONS
MONTH OF OCTOBER, 1940. CITY OF NEWARK, N. J.

Description	October, 1939		% Col.		October 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date	Last Yr. Col.	Col. Last Yr.	This Year's Month	Collection Tot. to Date		
Licenses:								
Sale of Alcoholic Beverages\$	720.00	\$ 624,194.00	99.75	\$	531.63	\$ 616,535.74	\$ 622,817.63	98.99
Ice Cream, Plumbing and Refuse	57.00	11,079.50	123.07		133.50	9,393.50	11,100.00	84.62
All Other Licenses	7,809.04	109,217.75	95.63		8,823.86	110,711.66	116,000.00	95.44
Fees and Permits:								
Tax Search Fees	432.00	7,151.50	101.64		1,019.75	7,943.75	8,300.00	95.70
Building & Electrical Work Permits	5,571.53	27,222.48	94.41		3,151.80	28,468.09	31,900.00	89.24
Public Sewer Connection Tap Fees	70.00	1,380.00	103.75		150.00	2,610.00	2,500.00	104.40
Towels, Soap, Bathing Suits....	2,653.90	18,545.67	87.35		2,274.25	16,542.78	20,700.00	79.91
Combustible, Moving Picture, Garage and Miscellaneous Permits	1,351.45	15,330.90	72.39		1,377.00	14,633.40	19,400.00	75.42
Receipts for Patients Treated	2,459.52	17,726.71	65.04		2,149.66	22,871.37	22,600.00	101.20

Description	October, 1939		October 1940	Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date Last Yr.	This Year's Month		
Contribution by City of East Orange for Passaic Valley Sewer Maintenance	.....	27,920.66	.....	27,900.00	108.50
Jury and Listing Fees	3,185.70	31,216.75	2,929.35	36,600.00	85.22
Animal, Chicken, Plumbing Permits and Miscellaneous Fees	413.20	7,790.90	358.50	10,000.00	66.29
Transcript Fees for Births, Deaths, etc.	397.55	4,955.55	1,208.45	5,800.00	122.85
Fines: Magistrates	7,230.00	72,650.00	5,767.20	84,500.00	64.86
Overdue and Lost Books	1,444.19	17,863.96	1,391.53	21,200.00	72.31
Interest and Costs on Assessments	2,743.61	8,391.75	340.36	3,400.00	106.51
Interest and Costs on Taxes...	36,656.76	555,448.64	57,863.89	640,000.00	62.48
State and Other Aid:					
Gas Tax Refund	4,992.75	22,404.42	2,321.94	27,000.00	93.43
Public Lighting Reimbursement .....	.....	4,225.41	.....	5,600.00	74.31
Bill Board Tax .....	.....	2,511.00	.....	2,900.00	113.30
State Aid for Relief, 1938.....	.....	.....	.....	.....	.....

Description	October, 1939		% Col. Last Yr.	October 1940		% Col. This Year
	Last Year's Month	Tot. to Date		This Year's Month	Tot. to Date	
Franchise and Gross Receipts Taxes::						
1938-1939		15.26			77.10	1,768,986.97 00.04
Franchise Taxes of 1939-140....		2,524.71	00.01		4,038.32	685,513.00 00.59
Gross Receipts Taxes of 1939-1940		54.46			41.43	710,391.00 00.05
Bus Receipts Tax: 5% Trolley	21,390.24	21,390.24	52.82			
Jitney Tax	18,985.61	211,155.84	92.60	19,904.89	203,903.22	253,400.00 80.46
Leases and Rentals:						
City Owned Property	13,281.50	115,393.50	78.01	14,572.65	140,969.39	162,500.00 86.75
Rent: Army Base	8,333.33	83,333.33	83.33	8,333.33	83,333.33	100,000.00 83.33
Rent: City Railway						
Reimbursement: Lighting						
Inspectors Salary				1,500.00	3,000.00	1,500.00 200.00
Total Miscellaneous Revenues Anticipated						
Real Estate Arrears: "Regular"	152,266.85	4,290,587.48	80.32	311,362.14	3,125,877.13)	4,541,086.98 78.71

Description	October, 1939		% Col. Last Yr.	October 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Tot. to Date		This Year's Month	Tot. to Date		
Personal Arrears	28,644.42	576,991.54	.....	28,717.32	448,572.73)	.....	.....
Tax Title Liens:							
Real Estate Taxes	21,397.05	373,763.61	54.15	23,094.42	291,582.53	513,988.61	56.72
Interest and Costs: Lien Certificates	675.40	24,686.21	.....	.....	14,147.81	.....	.....
Special Items of General Revenue:							
Leases and Rentals of City Owned Property	416.66	8,673.80	97.51	.....	.....	.....	.....
Smoke Abatement Bureau Fees	413.00	1,273.00	52.78	522.00	2,941.00	5,800.00	50.70
Zoning Board Fees	190.00	1,050.00	49.29	180.00	2,350.00	2,100.00	111.90
Bill Board Tax .....	.....	50.00	10.86	.....	.....	.....	.....
Foreclosed Property Rents	70.00	317.00	36.43	.....	.....	.....	.....
Farmers Market Fees	50.00	500.00	15.62	100.00	2,950.00	2,900.00	101.72
Current Tax Collections	1,560,959.03	24,637,523.35	65.32	1,597,345.32	28,427,581.96	37,749,140.30	75.30

Description	October, 1939		% Col. Last Yr.	October 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date		
Miscellaneous Revenue Not Anticipated	589.37	8,186.07	.....	1,314.75	14,568.82	.....	.....
Alms House .....	.....	.....	.....	.....	.....	.....	.....
City Home .....	.....	.....	.....	.....	.....	.....	.....
Police Department .....	.....	.....	.....	.....	.....	.....	.....
Street Cleaning .....	.....	.....	.....	.....	.....	.....	.....
Board of Adjustment .....	.....	.....	.....	.....	.....	.....	.....
Other .....	.....	.....	.....	.....	.....	.....	.....
Dedicated Revenue:							
Newark Airport	1,384.92	97,255.02	74.06	13,990.63	169,511.72	288,160.00	58.82
Bureau of Water	280,972.08	2,125,654.17	82.77	240,016.84	2,139,380.88	2,600,728.04	82.26
Bureau of Docks	5,529.36	98,044.55	86.47	.....	.....	.....	.....
Bureau of Streets	10,886.55	49,927.79	52.00	7,543.26	43,990.19	69,741.00	63.07
Bureau of Street Cleaning...	1,695.92	11,506.23	80.63	933.96	12,774.15	13,938.00	91.64
House Sewer Connections	1,034.87	19,734.71	92.60	2,153.21	20,998.24	28,706.00	73.14
Outdoor Poor	790.00	6,919.94	74.40	1,220.00	9,938.01	8,300.00	119.73
Weights and Measures .....	.....	2,936.50	106.30	.....	2,942.50	7,936.50	37.07

Description	October, 1939		% Col. Last Yr.	October 1940		% Col. This Year
	Last Year's Collections Month	Tot. to Date		This Year's Collection Month	Tot. to Date	
Bureau of Motors	28.00	8,288.59	03.03	.....	46.25	325,828.00 00.01
Printing and Stationery	4,254.24	30,402.47	65.66	.....	133.34	125,000.00 00.10
Shade Tree	123.42	1,131.35	56.56	23.98	989.51	1,203.98 82.93
Public Outings .....	.....	.....	.....	.....	.....	.....
City Hospital: Payroll Credits ..	25.25	110.88	.....	34.33	144.01	.....
Convalescent Hospital:						
Payroll Credits .....	.....	17.80	.....	.....	25.86	.....
Administration of Relief:						
Payroll Credits	13.33	538.96	.....	53.02	551.41	.....
200 Washington Street Corp.	833.33	8,333.30	.....	833.33	8,333.30	.....
Henry C. Jones Estate	117.17	2,037.62	.....	11.88	157.45	.....
Redemption of Lien Certificates	16,419.22	250,565.71	.....	290.77	78,457.28	.....
U. S. Social Hygiene	2,150.00	8,600.00	.....	1,720.00	9,020.00	.....
Emergency Relief, 1938	802,089.26	2,016,845.09	.....	.....	2,849.98	.....

Description	October, 1939		% Col. Last Yr.	October 1940		% Col. This Year
	Last Year's Month	Collections Tot. to Date		This Year's Month	Collection Tot. to Date	
Emergency Relief 1939	700,000.00	1,542,012.98	.....	.....	652,614.25	.....
Public Schools	1,592,435.56	6,431,791.77	.....	1,039,973.47	6,947,824.35	.....
Refunds — Current Taxes	793.28	7,662.96	.....	133.56	14,644.65	.....
Return Checks—Current Taxes..	6,133.09	25,571.54	.....	11,438.73	63,276.10	.....
Regular Assessments	7,410.23	124,848.89	.....	1,542.92	27,007.01	.....
Poor Relief Surplus .....	.....	.....	.....	94,062.42	1,409,128.31	1,380,000.00 102.11
Grading, Curbing, Flagging...	.....	.....	.....	.....	.....	.....
1940 Relief .....	.....	.....	.....	.....	202,902.13	.....
House Sewer Connections .....	.....	.....	.....	.....	.....	.....
U. S. Health Sanitation .....	.....	.....	.....	2,963.33	9,963.33	.....
1941 Taxes Paid in Advance...	.....	.....	.....	1,979.45	1,979.45	.....
Water Service Connections...	.....	.....	.....	.....	.....	.....
T.T.L. Assessments	40.85	53,373.53	.....	105.62	34,975.69	.....
Sewers .....	.....	.....	.....	.....	.....	.....
Grading, Curbing, Flagging...	.....	.....	.....	.....	.....	.....

Description	October, 1939		October 1940		Budget Anticipation this Year	% Col. This Year
	Last Year's Month	Collections Tot. to Date Last Yr.	This Year's Month	Collection Tot. to Date		
Openings .....	.....	.....	.....	.....	.....	.....
House Sewer Connections .....	.....	.....	.....	.....	.....	.....
Shade Trees .....	.....	.....	.....	.....	.....	.....
Sidewalks .....	.....	.....	.....	.....	.....	.....
Miscellaneous .....	.....	.....	.....	.....	.....	.....
Other Cash Collections	15,023.92	5,868,946.07 199.62	694.48	5,409,820.80	.....	.....
Over Deposit .....	.....	.....	.....	4.71	.....	.....
Totals	\$5,356,034.51	\$50,739,013.24	\$3,520,473.68	\$51,460,142.47	.....	.....
Under Deposit	10.30	228.42	.....	2.22	.....	.....

Vincent J. Murphy.

Ordered filed.

Mayor Ellenstein: We will now proceed with the election to fill the vacancy which exists in the City Commission.

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye; contrary no; the clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy, and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Is there any other presentations?

I will present the name of Louis R. Mazzei. As many as are in favor

of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Is there any other presentation?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Ames Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen will signify by saying aye; contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Franklin: I move we adjourn until Tuesday, December 24, 1940, at 10 A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

.....
.....
.....
.....

The Board of Commissioners
of the City of Newark, New Jersey.

.....
City Clerk.

Newark, N. J., December 24, 1940

Ae regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance making an appropriation to finance the cost of constructing swimming pools.

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN as follows:

Section 1: The sum of thirty-three

thousand three hundred and thirty-three dollars and thirty-four cents (\$33,333.34) shall be set aside for available moneys in the capital surplus account and is hereby appropriated to the payment of the cost of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West, and in the public playground abutting on Boylan Street, and upon property abutting on Clifton Avenue and owned by the City of Newark.

Section 2: Pursuant to 1937 R.S. 40:1-85, it is hereby stated and determined that there exists an equal period of usefulness for this purpose as compared to the purpose for which the bonds were originally issued.

Section 3: This ordinance shall take effect at the time and in the manner provided by law.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken upon on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin move that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken upon third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioner Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance making an appropriation to finance the cost of constructing swimming pools," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance making an appropriation to finance the cost of constructing swimming pools.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Franklin, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of nine thousand eight hundred ninety-one dollars and seventy cents (\$9,891.70) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Remissions—Prior

Years Taxes Granted

By State Board of Tax

Appeals\$9,891.70

Vincent J. Murphy

M. Ellenstein

Pearce R. Franklin

Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Frank, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of twenty-nine thousand ninety-one dollars and fifty-five cents (\$29,091.55) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the semi-monthly payrolls of the Department of Revenue and Finance from December 16th, 1940 to December 31st, 1940, as follows:

Director's Office	\$ 1,350.30
Comptroller's Office	1,831.42
Auditor's Office	1,799.67
Auditing and Special Accounting	660.00
Pension Salaries	437.50
City Treasurer	1,302.97
Tax Receiver—Cashier's Division	1,316.20
Tax Receiver — Addressograph Division	470.80
Tax Receiver—Bookkeeping & Billing Division	2,852.69
Tax Receiver—Counter Division	1,094.80
Personal Tax Arrears	1,443.25
Tax Board—Assessors Division	6,264.56
Tax Board—Surveyors Division	1,421.32
Tax Revaluation—WPA Assessments Local Improvements	3,996.67
First District Court	541.82
Second District Court	1,191.14
	1,116.44
	<hr/>
	\$ 29,091.55

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Byrne, Mayor Ellenstein.

RESOLVED: That the sum of two thousand one hundred eighty-four dollars and ninety-six cents (\$2,184.96) be and the same is hereby appropriated to the City Treasurer, same being the Supplementary Payrolls of the Department of Revenue and Finance, from December 1st, to December 31, 1940, as annexed certified list as follows:

Tax Receiver—Bookkeeping and Billing Division \$	131.16
Tax Board—Surveyors Division	160.36
Tax Board Assessors Divisions	1,893.44
	<hr/>
	\$ 2,184.96

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of five hundred seventy-eight dollars and seventy-five cents (\$578.75) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, same being the supplementary overtime payroll of the Department of Revenue and Finance, from December 2nd, 1940, to December 16th, 1940, as follows:

Tax Receiver—Bookkeeping and Billing Division	\$297.50
Tax Receiver—Addressograph Division	281.25
	<hr/>
	\$578.75

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of twelve thousand one hundred seventy-one dollars and forty-nine cents (\$12,171.49) be and the same is hereby appropriated to the persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Overpayment	
Tax Receiver	\$12,171.49

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

RESOLVED, That the sum of Sixteen thousand eight hundred thirty-four dollars and ninety-nine cents (\$16,834.99) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board—Assessors	
Division	\$ 1,126.46
Tax Receiver—Addressograph Division	110.50

Tax Receiver—Counter	
Division	262.20
First District Court	3.00
Fiscal Agent	1,285.33
Reserver for Overpayment	
Tax Receiver	10,850.50
Sinking Fund Commission	3,197.00
	<hr/>
	\$ 16,834.99

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of two hundred twenty-three thousand, three hundred seventy-five dollars and sixty-four cents (\$223,375.64) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from December 16th to 31st, 1940, incl., as follows:

Director's Office	\$ 395.91
License Division	835.72
Building Division	3,429.78
Electrical Bureau	2,009.96
First Criminal and Family Courts	1,104.32
Second Criminal Court	531.71
Third Criminal Court	354.32
Night Police Court	312.73
Fire Division	81,728.08
Police Division	132,673.11
	<hr/>
	\$223,375.64

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of forty-six thousand six hundred sixty-dollars and forty-nine cents (\$46,669.49) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 7,193.25
Newark City Hospital	25,143.02
Legislative Expenses	1,033.00
Relief Administration	2,607.07
Outdoor Poor Department	37.76
Ivy Hill Power Plant	465.93
Bureau of Health	869.67
Rental of Beds in Institutions	4,312.50
Health Department U. S. Health Sanitation Acct.	316.59
U. S. Social Hygiene Fund	642.43
Bureau of Health (State T.B. Project No. S-5223-Sub D-18)	900.00
WPA Account Project 6434-0	1,125.00
WPA Account Project 6722-O-A52	110.00
WPA Venereal Disease Project 7110-O-B-15	412.30
WPA Dental Project 7211-O-A-19	877.10
WPA Diphtheria Project 7213-O-D-17	293.61

WPA Account Projects 165-1-22-77, 6693-7, 6434-0, 6693-7, 165-1-22-77	165.33
Bureau of Health Reserve for Liabilities..	164.90
	<hr/>
	\$ 46,669.49

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of eighty Dollars (\$80.00) be and the same is hereby appropriated to the City Treasurer, being the reserved payroll of the Department of Public Works, for 1939, as follows:

Emergency Relief—Administration (Reserve for Liabilities—1939)	\$80.00
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Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

RESOLVED: That the sum of one hundred ten thousand one hundred eighty dollars and twenty-two cents (\$110,180.22) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly

payroll of the Department of Public Works for the last half of December, 1940, as follows:

Director's Office	\$ 1,641.14
City Hospital—WPA Project No. 5410-7	249.24
Bureau of Health	27,506.47
United States Social Hygiene Fund	306.69
U. S. Health Sanitation Account	283.33
WPA Dental Project 3-7-5703	125.00
City Hospital	26,301.73
City Hospital	62.00
Convalescent Hospital	1,989.32
Camp Newark, (City Home)	62.50
City Home	83.75
Bureau of Baths	5,511.73
Bureau of Baths (Hayes Park East and West Pools)	1,807.50
Newark City Alms House..	3,124.65
Ivy Hill Power Plant	2,962.03
Outdoor Poor Department	1,678.87
Law Department	3,934.33
Board of Adjustment	520.00
Emergency Relief—Administration	30,432.95
WPA Projects—Clothing Proj. No. 336-7, Woodyard Proj. No. 5259-7, Shoe Repair Proj. No. 5053-7	1,596.99
	<hr/>
	\$110,180.22

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of fifteen thousand, seventy-two dollars and nine cents (\$15,072.09) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from December 16th to December 31st, 1940, as follows:

Director's Office	\$ 1,029.55
Smoke Abatement	179.32
WPA Project 7159-0	62.50
Public Buildings	9,117.97
Public Buildings—Supplementary	151.23
Public Buildings—City Owned Property	228.42
Weights and Measures	550.82
Weights and Measures—Dedicated Revenue	250.00
Printing and Stationery	185.00
WPA Project 1485-7	208.41
Central Purchase	1,651.14
Shade Tree	1,457.73
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	\$ 15,072.09

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Four Hundred and Seventy dollars and Fifteen Cents (\$3,470.15) be and

the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 18th and December 23st, 1940, as follows:

Shade Tree	\$2,114.15
Public Buildings	1,356.00
	<hr/>
	\$3,470.15

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of fifty-three thousand, thirty-one dollars and ninety-two cents (\$53,031.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-Monthly Payroll, period December 16-December 31, 1940, both incl.

Director's Office	\$ 1,452.39
Port Newark Operations....	1,694.73
Bureau of Lighting	432.50
Bureau of Streets	6,090.46
Sidewalks	216.82
House Sewer Connections	384.34
Bureau of Sewers	1,233.19
Bureau of Street Cleaning	5,938.14
Bureau of Surveys	3,521.82

Engineering Division	1,349.05
Bureau of Motors	2,086.96
Bureau of Water	20,094.49
Newark Labor Relations Board	390.00
Street Cleaning—Reserve for Liabilities	200.00
Sewer Construction	833.07
City Clerk	3,527.96
Elections	525.00
	<hr/>
	\$ 53,031.92

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of one hundred nine dollars and forty-four cents (\$109.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, supplementary semi-monthly payroll, period November 17th-December 5th, 1940

Bureau of Street Cleaning\$109.44

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of one hundred ninety-seven dollars and thirty-four cents (\$197.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Director's Office	\$ 41.47
House Sewer Connections	155.87

\$197.34

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of thirty-seven thousand seven hundred seventy-one dollars and seventy-eight cents (\$37,771.78) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows;

City Treasurer, weekly payroll, period ending December 18, 1940:

Port Newark Operations ..\$	1,761.80
Bureau of Motors	1,242.39
Bureau of Streets	2,015.99
Bureau of Sewers	933.28
House Sewer Connections	537.60
Bureau of Street Cleaning	21,696.96
Street Construction	947.79
Bureau of Water	8,635.97
	\$ 37,771.78

M. Ellenstein
Pearce R. Franklin
Joe. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, That the sum of one hundred sixty-six dollars and sixty-six cents (\$166.66) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payroll of the Tax Board, Assessors Division, Department of Revenue and Finance, from December 16th, to December 31st, 1940, as follows:

Tax Board—Assessors	
Division	\$166.66
(T. Petrone)	

Vincent J. Murphy

On roll call: Commissioner Murphy voted aye; Commissioners Byrne, Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but one vote is declared not carried.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance

be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Parks and Public Property:

From WPA, Other than Personal Service, to WPA, Personal Service, \$14,000.00.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act. R.S. 40:2-30, Transfers of Appropriations, the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Works as follows:

From Director's Office—Personal Service to City Home, Personal Service, \$300.00.

From Director's Office—Other than Personal Service to City Home—Other than Personal Service \$500.00.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R.S. 40: 2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he hereby is authorized and directed to make the following transfers to and from Budget appropriations in the Department of Public Affairs:

Three thousand dollars (\$3,000.00) from Bureau of Street Cleaning, Other than Personal Service, to the Bureau of Street Cleaning, Personal Service;

Two thousand dollars (\$2,000.00) from Bureau of Motors, Other than Personal Service, to Bureau of Motors, Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin Byrne, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, pursuant to Local Budget Act R.S. 40:2-30, transfers of appropriations, that the Mayor of the City of Newark, as Supervisor of the Department of Public Safety, be and he is

hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Safety:

From Personal Service, Police Division, \$12,000.00.

To Other than Personal Services, Police Division, \$12,000.00.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS: R. S. 40:2-12 provides that Temporary Appropriations for Debt Service may be made for the year 1941 not earlier than the tenth day preceding the year 1941.

THEREFORE BE IT RESOLVED, that the following temporary appropriations for Debt Service for year 1941 be adopted:

(1) Municipal Debt Service:
Payment of Bonds\$334,850.37
Interest on Bonds 113,250.66
Interest on Current Loans 1,000.00

\$449,101.03

(2) Article VI—School Debt Service:
Payment of Bonds
Sinking Fund Requirements
Interest on Bonds 1,225.00

\$450,326.03

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Byrne, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the FIDELITY UNION TRUST COMPANY be and it is hereby designated as depository for direct relief account to be known as "Direct Relief for 1941 Working Fund Account"; and,

BE IT FURTHER RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to establish bank account, at the Fidelity Union Trust Company, as follows:

City of Newark, New Jersey, Direct Relief Fund for 1941 Working Fund Account

and,

BE IT FURTHER RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized to make deposits in said account and to withdraw funds therefrom; and,

BE IT FURTHER RESOLVED, that the withdrawal of funds from said account shall be by check or checks, signed by Owen A. Malachy, Director of Relief, Department of

Public Relief, Department of Public Welfare, Department of Public Works, of the City of Newark; and,

BE IT FURTHER RESOLVED, that said Owen A. Malady, Director of Relief, is hereby authorized to use a facsimile stamp for the signing of checks in connection with said account; and,

BE IT FURTHER RESOLVED, that a true copy of this Resolution be forwarded to Fidelity Union Trust Company, Newark, New Jersey; and,

BE IT FURTHER RESOLVED, that the monies for this Account may be drawn from the Direct Relief Fund for 1940 Checking Account.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, Dr. Charles V. Craster, Health Officer, recommends that the City lease a store and rear room at 186 Prince Street, Newark, N. J. for a period of three years from January 1, 1941 at \$60.00 per month, to be used for a Baby-Keep-Well-Station by the Child Hygiene Division.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works, be and he is hereby authorized to enter into a lease with Mrs. Jennie Lomachinsky, owner, for the aforesaid premises for the period and rent-

el stated, the landlord to provide janitor service, install and furnish suitable electric fixtures and supply electricity, hot water, and to make all necessary repairs, alteration and decorations to suit the City. The form and substance to be approved by the law Department.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Byrne, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Board of Education did on July 31, 1940, adopt the following resolution, to wit:

"WHEREAS, The Board of Education of Newark in the County of Essex has heretofore conveyed to the City of Newark, a portion of the premises at Washington and Academy Streets, now leased to the 200 Washington Street Corporation; and

WHEREAS, At the time of the said conveyance, it was intended that, as consideration therefor, the Board of Education receive from the City of Newark sixty per cent. (60%) of the moneys derived from the ownership by the City of Newark of the premises so conveyed as well as of the premises of the City of Newark adjoining same, all of which is now occupied by the 200 Washington Street Corporation under lease with the City of Newark; and

WHEREAS, The understanding be-

tween the City of Newark and the Board of Education as to the consideration for the aforesaid conveyance has never been reduced to formal form; and

WHEREAS, The annexed agreement represents a reasonable and fair arrangement between the Board of Education and the City of Newark as to the consideration for the aforesaid conveyance by the Board of Education to the City;

NOW, THEREFORE, BE IT RESOLVED by the said Board of Education of Newark in the County of Essex, that the President and Secretary of the Board be and they hereby are authorized to execute said agreement on behalf of the Board;" and copy of which proposed agreement is attached hereto and made a part hereof; the purport of the resolution and the agreement being that out of the net rents received by the City of Newark from the premises at Washington and Academy Streets, the City of Newark will pay 60% of said net rents to the Board of Education; and that upon the sale of the said premises the Board of Education will receive 60% of the net proceeds of any sale; the term "net rents" to mean the net proceeds received by the City after all deductions for maintenance charges, rental commissions, and commissions payable under any sale of the property;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Mayor and the City Clerk be and they are hereby authorized to execute the attached agreement for the City of Newark, and that the Director of the Department of Revenue and Finance be and he is hereby directed to pay over to the Board of Education the

percentage of net rents provided for in the said agreement; the contract to be approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas:: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Forage, Concrete, Metal Curb, Vitrified Pipe, Basin Heads, Manhole Heads and Covers and Precast Concrete Units, all for the Department of Public Affairs.

BIDS to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8852, dated November 13, 1940, the

Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

ARMOUR & COMPANY—
Newark, N. J.

(Public Works)

Approx. 800 cases Soap, 1000 cakes to case— $\frac{1}{2}$ oz. unwrapped—Armours "Flotilla" @ \$4.15 case less 2%.

Jcs. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the

law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8719, dated October 23, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

BURNET TIRE & BATTERY
COMPANY—Newark, N. J.

(Public Affairs)

For retreading and repairing tires of the various sizes and prices shown on list on file in the Department of Central Purchase.

FIRESTONE SERVICE STORES OF
NEWARK—Newark, N. J.

(Public Affairs)

For retreading and repairing tires of the various sizes and prices shown on list on file in the Department of Central Purchase.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Associate Humane Societies of New Jersey is organized for the purpose of conducting a general pound for dogs, and it has been engaged over a period of several years by the City of Newark to care for stray animals under an agreement wherein the City of Newark pays the said Associated Humane Societies of New Jersey, seven thousand and five hundred dollars (\$7,500.00) per year; and

WHEREAS, The Director of the Department of Parks and Public Property recommends that this agreement be renewed for a period of one year; and

WHEREAS, According to Chapter 83 of the Laws of New Jersey for 1928, it is not necessary to advertise for bids for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract for one (1) year, from January 1, 1941, with the Associated Humane Societies of New Jersey, for the care of stray animals during the year 1941, for the sum of seven thousand, five hundred dollars (\$7,500.00), to be paid by the City of Newark; and to execute the agreement, said agreement to be in accord-

ance with the terms of the present contract, and approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of December, 1940, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Margurite Dow-Dell, temporarily appointed Telephone Operator, for a period of three days, namely, December 26th, 27th and 28th, 1940, at a salary of \$20.00 per week.

VACATIONS GRANTED WITH PAY EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Helena Shephard, Telephone Operator, three days of her vacation, namely,, December 26th, 27th and 28th, 1940.

SHADE TREE

George Streckfuss, Laborer-Tree Climbing, six days, the balance of his vacation, starting December 26th, 1940.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Joseph Battaglia was appointed as a Laborer in the Telegram Department, Fire Division Department of Public Safety, on December 16, 1930, and

WHEREAS, since his appointment the duties of said Joseph Battaglia have materially increased and he has for several years been detailed to and has been performing the duties of a Mechanic's Helper in the Police Division, without additional salary, and

WHEREAS, said Joseph Battaglia is the only employee of the Department of Public Safety with the title of Laborer, and

WHEREAS, John A. Brady, Assistant Supervisor of the Department of Public Safety, has recommended that the said Joseph Battaglia be promoted to a rank pertaining to his responsibilities,

NOW, THEREFORE, BE IT RESOLVED, That the said Joseph Battaglia be and he is hereby promoted from the position of laborer to the position of Mechanic's Helper, at a salary of \$2,080.00 per annum, payable semi-monthly as other salaries are paid, and

FURTHER, BE IT RESOLVED that the said Joseph Battaglia be and he is hereby transferred from the Fire Division, Department of Public Safety, to Police Division, Department of Public Safety, effective January 1, 1941, subject to approval of the Civil Service Commission.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of January, 1941, be and the same are hereby approved, confirmed and retified:

PUBLIC BUILDINGS

John C. Jones, temporary Painter, who was formerly employed as permanent Painter, reinstated in his former permanent position of Painter, effective January 1st, 1941, at his former salary of \$2,820.00 per annum.

Ernest Gfeller, temporary Painter, who was formerly employed as permanent Painter, reinstated in his former permanent position of Painter, effective January 1st, 1941, at his former salary of \$2,820.00 per annum.

Alphonse Gialanella, temporarily employed as Plasterer-Mason, who

as formerly employed as permanent Plasterer-Mason, reinstated in his former position of permanent Plasterer-Mason, effective January 1st, 1941, at his former salary of \$3,300.00 per annum.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the City of Newark, New Jersey directly owes its name and indirectly owes to Newark-on-Trent, England, the strain of those qualities of leadership and progress impregnated into its civic consciousness by its early colonists, and

WHEREAS, the City of Newark through honored and ancient lineage is further indebted to Newark-on-Trent for those traditional impulses and forces of communal character that have led to its present distinction as a center of industry and of culture and education, and

WHEREAS, the people of the City of Newark hold in common with the people of Newark-on-Trent those spiritual values and community aspirations which make for courage, fortitude and unconquerable determination in the preservation of their national traditions and institutions, their civic virtue and their individual freedom and democratic way of life, and

WHEREAS, the people of the City of Newark are deeply aggrieved that the people of Newark-on-Trent should be forced to suffer the terrors of hostile invasion and to make untold sacrifice in blood and in treasure in the common cause of their country,

BE IT RESOLVED, That the Board of Commissioners of the City of Newark, on behalf of all Newark citizens and in the spirit of gratitude and of heartfelt sympathy, extend to the people of Newark-on-Trent a Yuletide message of good cheer and encouragement with the fervent hope that peace in their nation and good will among men will again reign among nations now embroiled in relentless conflict, and that the blessings of peaceful pursuits will soon be restored to them.

BE IT FURTHER RESOLVED, that Meyer C. Ellenstein, as Mayor of the City of Newark, be delegated by the Board of Commissioners to cable on behalf of the people of Newark a Christmas message to the people of Newark-on-Trent and that a copy of this Resolution be mailed to the Mayor of Newark-on-Trent.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Newark Auto Leasing Corporation (Joseph Mack, owner); to permit the erection of an addition to an existing garage; premises 16 Dey Street.

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response)

The City Clerk: This was not carried through last week under a suspension of the rules because there was one objector appeared before the Board of Adjustment. I have here a withdrawal by that objector under date of December 20, over the signature of Douglas S. Colyer—

Mayor Ellenstein: What is the difference? He withdraws it.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The usual five resolutions introduced by Director Murphy will be considered as though they have been read.

Commissioner Murphy: I move their adoption.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

Roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried. We will now proceed to the nominations to fill the vacancy which exists in the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye. contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

Are there any other presentations?

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations

I will present the name of Carl Abbruzzese. As many as are in favor of Mr. Abbruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abbruzzese having received but two votes is declared not elected. Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is de-

clared not elected. Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Ames Filippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline.

As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Before proceeding with any further business I want to say on behalf of myself that I wish all my colleagues a very merry Christmas and a happy New Year; and as nominal chairman of this Board I think I am free in saying that the Commission is unanimous in wishing the same kind

of a greeting to every citizen of our community.

Commissioner Murphy: Very true; and the same to you and all those close to you.

Commissioner Byrne: That goes for me, Mr. Mayor.

Commissioner Franklin: Me, too.

Mayor Ellenstein: Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: Mr. Mayor, I move we adjourn at this time to Tuesday, December 31, 1940, at 10 A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

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.....
.....
The Board of Commissioners of
The City of Newark, New Jersey

.....
City Clerk.

Newark N. J., December 31, 1940

A regular meeting of the Board of Commissioners of the City of Newark, New Jersey, was held on the above date, in the Commissioners Chamber, City Hall, Newark, at 10 o'clock A. M., Standard Time.

Present: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance Changing and Establishing the width of the sidewalks of Delancy Street from the easterly line of Stockton Street easterly to the westerly right of way line of the Central Railroad of New Jersey, Elizabethport and Newark Branch, and requiring the removal of obstructions, projections or encroachments thereon," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any citizen who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion

was declared adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance Changing and Establishing the width of the sidewalks of Delancy Street from the easterly line of Stockton Street easterly to the westly right of way line of the Central Railroad of New Jersey, Elizabethport and Newark Branch, and requiring the removal of obstructions, projections or encroachments thereon," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance Changing and Establishing the width of the sidewalks of

Delancy Street from the easterly line of Stockton Street easterly to the westerly right of way line of the Central Railroad of New Jersey, Elizabethport and Newark Branch, and requiring the removal of obstructions, projections or encroachments thereon.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance regulating the use of Streets and Public Highways" and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any citizen who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne, moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that

the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the title of "An Ordinance regulating the use of Streets and Public Highways," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the title of the ordinance as follows:

An ordinance regulating the use of Streets and Public Highways.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The City Clerk presented "An Ordinance to Amend Section 774 of the Revised Ordinance of the City of Newark (Revision 1913), and to repeal Section 775 of the Revised Ordinances of the City of Newark, (Revision of 1913," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any citi-

zen who desires to be heard on this ordinance?

Mr. Charles Shankroff: (80 Court Street).

Mr. Mayor, the original ordinance --this is for twenty-seven years--appears to me to be a pretty good ordinance to enforce and continue, but there are certain difference between the old and the new that I would like to call your attention to. The old provides for control by the municipality of one foot from the curb or one foot beyond the curb where the sidewalk ceases that the owner or occupant shall keep clear for the purposes of free passage of water by the accumulation of ice and snow, and the new ordinance eliminates that. I think the old ordinance is better for that.

The new ordinance provides a new theory after the snow has been removed from the street by the municipality, the owner or occupant whose duty it is to remove the snow from the sidewalk shall not throw that snow or slush or ice into the street after the City has removed it. Now, the question arises: What shall the property owner do with that surplus or that snow that has fallen upon the sidewalk?

Mayor Ellenstein: He is permitted to throw it within three feet of the curb.

Mr. Shankroff: I don't see it in this ordinance.

Mayor Ellenstein: As I read it, it is within three feet of the curb.

Mr. Swain: Pile it between the sidewalk and the curb.

Acting Supervisor Brady: That is the consensus of opinion of traffic engineers all over the nation, men who have qualified and spent the greater part of their years in that service. And that is the recommendation of Inspector Bolger of the Traffic Division, who is well qualified to determine what should be done respecting snow removal, in so far as it interferes with traffic.

Mayor Ellenstein: It is permitted to be thrown within three feet beyond the curbline.

Mr. Shankroff: Does it say that in this ordinance?

I am sorry, Mr. Mayor, I don't notice it.

Acting Supervisor Brady: They throw it between the curb and the sidewalk where you would ordinarily pile it.

Mayor Ellenstein: It leave a path; it leaves the sidewalk with the exception of three feet.

Mr. Swain: Or whatever that width might be.

Mayor Ellenstein: The width of the sidewalk with the exception of the three feet btwn th curb and the building line.

Mr. Swain: Between the curb and the outer edge of he walk; the curb then the walk, then the other end of the walk, then the building line.

Mayor Ellenstein: The width of the sidewalk is diminished by three feet from the curb to the building line by piling three feet of that with snow.

Mr. Shrankroff: I beg your pardon, but I don't see that provision.

Mayor Ellenstein: It permits the piling of snow three feet from the curbline.

Mr. Shankroff: I do not object to that statement, but I do not see that in this ordinance. I am reading from the printed copy.

Mr. Swain: The ordinance tells you what you shall not do.

Mayor Ellenstein: It is in here, because I read it this morning.

Mr. Shankroff: Well, here is the printed copy. I didn't notice it. This the printed copy.

Mayor Ellenstein: I saw somewhere a reference to three feet. Unless it was in the letter that was submitted with the ordinance, that the Chief Engineer submitted. At any rate, they can pile the snow on the sidewalk.

Mr. Shankroff: But this prohibits it.

Mayor Ellenstein: No, it does not. It prohibits throwing the snow out in the middle of the road. It doesn't prohibit the piling of the snow on the sidewalk.

Mr. Shankroff: But the ordinance doesn't say that.

Mayor Ellenstein: It doesn't prohibit that. So you can do the next best thing, pile it up on the edge of the sidewalk at the curbline.

Mr. Shankroff: Of course, you are increasing the penalty. Then it becomes a question here about the powers of the engineer to enforce the cleaning of sidewalks if it isn't cleaned. I don't question the power of the engineer, or I don't question the penalty—

Mayor Ellenstein: There is a penalty for that if it isn't removed in a certain length of time, the City removes it and then charges the actual cost, which becomes a lien on the property. That is contained in the old ordinance.

Mr. Shankroff: I agree with that. Whereas the old ordinance provides for a \$5 penalty, but all I question is the enforcing of the ordinance. There is nothing to prevent enforcing the old ordinance. If it was properly enforced it would be no trouble at all.

Mayor Ellenstein: Well, the old ordinance permits the throwing of the snow out in the middle of the street, which, as was explained to you by Inspector Brady, impedes traffic, and the traffic engineers have determined it, the traffic engineers all over the country.

Mr. Shankroff: Then the purpose of this ordinance is merely to provide for something that is not mentioned in the ordinance.

Mayor Ellenstein: That is right.

Mr. Shankroff: So far as this provision, you advise that the traffic engineers—

Mayor Ellenstein: To prohibit things that are overlooked in the old ordinance.

Mr. Shankroff: I don't question that, but I simply say that from the question of passing an ordinance that is not enforced, that is the purpose of my objection. Why pass an ordinance,—

Mayor Ellenstein: What makes you say they are not enforced?

Mr. Shankroff: That is what I want to explain. I don't know who has direct supervision over this feature, whether it is the Bureau of Encumbrances or the Police Department or the Bureau of Highways, but complaint has been made that this ordinance is not enforced, the old ordinance for removal of snow and ice from the sidewalk. Now, we bring in the question of the Chief Engineer who can enforce the old ordinance as well as the new, but I do question—I complained to the Bureau of Highways about a condition on a certain street where they built a new step right into the highway. Now, they say the step has been built, although the complaint was made in time, and they cannot do anything about it. I say a lot of ordinances are constantly passed, a lot of new laws are passed, which you have a right to do, but they are not enforced properly. What is the use of passing laws which are not enforced? That is my question.

Mayor Ellenstein: What ordinance is not enforced?

Mr. Shankroff: Well, I complained to the Bureau of Highways. I have written letters to the Chief Engineer.

Mayor Ellenstein: The Bureau of Highways?

Mr. Shankroff: Originally my complaint was made to the Bureau of Highways, that particular bureau which is charged with encumbrances and they have charge of the building of stoops in the highway,—that is, on the sidewalk. Now, my complaint was made at the time the stoop was being rebuilt. It was an old wooden stoop and they went and encroached further into the street on 101-106 16th Avenue. I filed my complaint in time. Through some error in the

department an inspector did not go that week, but went the following week when the stoop was completed. I said, "You have law enforcing officers and when the permit was asked for it was given by the Bureau of Highways." I was then sent upstairs, and he sent me up to the Building Department which has no jurisdiction.

Then I have been writing letters every month, and this is the first month I did not write a letter.

Mayor Ellenstein: Well, this month you write a letter to me.

Mr. Shankroff: Well, I don't want to bother the Mayor.

Mayor Ellenstein: That is all right. You write a letter to me and I will see if there is any way of enforcing it, and it will be enforced. You write a letter to me and address it to me personally.

Commissioner Byrne: I move the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the title of "An Ordinance to Amend Section 774 of the Revised Ordinances of the City of Newark (Revision

1913), and to repeal Section 775 of the Revised Ordinances of the City of Newark, (Revision of 1913)," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance to Amend Section 774 of the Revised Ordinances of the City of Newark (Revision 1913), and to repeal Section 775 of the Revised Ordinances of the City of Newark, (Revision of 1913).

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of four thousand one hundred thirty dollars and forty-five cents (\$4,120.45) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board--Assessors	
Division	\$ 1,355.40
Personal Tax Arrears	47.68

Reserve for Overpayment—	
Tax Receiver	2,502.37
Tax Receiver—Bookkeep- ing and Billing	225.00
	<hr/>
	\$ 4,130.455

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of nine thousand nine hundred and three dollars (\$9,903.00) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for Overpayment—	
Tax Receiver	\$9,903.00

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of six thousand, one hundred forty-two dollars and ninety cents (\$6,142.90) be and the same is hereby appropriated to the persons named on the annexed

certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Department	\$ 5,811.62
Fire Department (WPA))	331.28
	<hr/>
	\$ 6,142.90

M. Ellenstein
Joe. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of four hundred seventeen dollars and thirty-two cents (\$417.32) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$196.97
Board of Adjustment	114.00
Law Department	106.35
	<hr/>
	\$417.32

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commis-

sioners, with the consent of the Director of the Department of Revenue and Finance, and approved by the State Commissioner of Local Government, has heretofore authorized the expenditure of relief funds by the Director of the Department of Public Works, permitting the withdrawal of funds, by the said Director of the Department of Public Works, as needed, for the year 1940; and

WHEREAS, the said Director has withdrawn the following sum, to wit:

\$190,863.15, as set forth in attached certified list, No. 3-AF;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the expenditures made as set forth on aforesaid certified list, be and the same are hereby approved, subject to the audit of the Director of the Department of Revenue and Finance.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution with declared adopted by the following votes;

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners, with the consent of the Director of the Department of Revenue and Finance, and approved by the State Commissioner of Local Government, has heretofore authorized the expenditure of relief funds by the Director of the Department of Public Works, permitting the withdrawal of funds by the said Director of the Department of Public Works, as needed for the year 1940; and

WHEREAS, the said Director has withdrawn the following sums, to wit:

\$219,022.18, as set forth in attached certified list, No. 1-AF;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the expenditures made as set forth on aforesaid certified list, be and the same are hereby approved, subject to the audit of the Director of the Department of Revenue and Finance.

Pearce R. Franklin
M. Ellenstein
Joe. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the sum of Ten Dollars (\$10.00) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property as follows:

Weights and Measures\$10.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Five Hundred Sixty Dollars and Ten Cents (\$3,560.10) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 25th and December 28th, 1940, as follows:

Shade Tree	\$2,168.10
Public Buildings	1,392.00
	<hr/>
	\$3,560.10

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of fourteen thousand, three hundred thirteen dollars and thirty-nine cents (\$14,313.39) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewer Construction	
(WPA Proj. No. 6951-7) \$	1,073.75
Street Construction	
(WPA Proj. No. 6926-7)	12,060.21
Airport Construction WPA	255.00
Toy Mending (WPA Proj.	
No. 7050-0)	68.71
Museum Extension (WPA	
Proj. No. 4510-0-A)	297.54

Sewer Construction	
(WPA Proj. No. 6951-7)	117.22
Household Workers Training (WPA Proj. No. 5183A)	9.95
Book Mending (WPA Proj. No. 4592-0)	196.60
Furniture and Metal Work (WPA Project No. 1209-A)	112.22
City Wide Clerical Proj. (WPA Proj. No. 5218A-5226A)	117.74
City Planning (WPA Proj. No. 7215-0)	10.42
	<hr/>
	\$14,313.39

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of sixteen dollars and eighty-three cents (\$16.83) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk	\$16.83
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M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of seven thousand, four hundred sixty-two dollars and twenty cents (\$7,462.20) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction (Hayes Park East) \$	59.50
Swimming Pool Construction (Hayes Park West)	50.15
Swimming Pool Construction (Boylan Street(....	1,493.45
Swimming Pool Construction (Clifton Ave.)	184.02
Swimming Pool Construction (Hayes Park East)	1,419.93
Swimming Pool Construction (Hayes Park West)	1,216.99
Swimming Pool Construction (Boylan St.).....	1,641.93
Swimming Pool Construction (Clifton Ave.)	1,396.23
	<hr/>
\$	7,462.20
{WPA Project No. 6069-7)	

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of

two hundred fifty-five dollars and no cents (\$255.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction WPA\$255.00

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin Mayor Ellenstein.

RESOLVED: That the sum of six thousand five hundred twenty-five dollars and forty-six cents (\$6,525.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 1,046.61
Surveys	85.15
City Clerk	36.00
Street Cleaning	5,357.70
	<hr/>
	\$ 6,525.46

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin Mayor Ellenstein.

RESOLVED: That the sum of two hundred five dollars and forty cents (\$205.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Director's Office	\$ 9.10
	5.75
Street Cleaning	73.04
	117.51
	<hr/>
	\$205.40

Sewers
City Clerk

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven thousand four hundred twenty-three dollars and nine cents (\$37,432.09) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll, period ending December 25th, 1940.

Port Newark Operations ..\$	1,762.45
Bureau of Motors	1,222.75
Bureau of Streets	2,075.21
Bureau of Sewers	876.53
House Sewer Connections	550.00
Bureau of Street Cleaning	21,531.25

Street Construction	724.60
Bureau of Water	8,680.30
	<hr/>
	\$ 37,432.09

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of five thousand, seventy-nine dollars and thirty-six cents (\$5,079.36) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Orchestra NYA Proj. (WP	
A Proj. No. A-177)	\$ 200.00
Sewer Construction (WPA	
Proj. No. 6951-7)	887.56
Street Construction (WPA	
Proj. No. 6926-7)	349.12
Machine Shop NYA (WP	
A Proj. No. A 9)	31.73
Sewing Room (NYA Proj.	
No. A 10)	5.25
Household Workers Train-	
ing (WPA Proj. No.	
5183A)	472.11
Furniture and Metal Craft	
(WPA Proj. 5209-A)	315.52
City Wide Clerical Proj.	
(WPA Proj. No. 5218 A-	
5226 A)	10.93
Mattress Factory (WPA	
Proj. No. 6434-0)	62.67
Toy Mending (WPA Proj.	
No. 7050-0)	112.86
Arts and Crafts (WPA	
Proj. No. 7070-0)	13.05

Newark City Planning	
WPA Proj. No. 7215-0)	1.25
Sewer Construction (WPA	
Proj. No. 6951-7)	2,193.56
Sewer Construction	
(WPA Proj. No. 6951-7)	423.75
	<hr/>
	\$ 5,079.86

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Sixteen Dollars and seventy-seven cents (\$316.77) be and the same hereby is appropriated to the persons named, as per Certified List attachd, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Streets	\$ 20.99
Port Newark Operations	6.89
Street Cleaning	18.00
Street Construction	
(WPA Proj. No. 6926-7)	10.96
Toy Mending	
(WPA Proj. No. 7050-0)	63.56
City Planning	
(WPA Proj. No. 7215-0).....	3.96
Water	192.41
	<hr/>
	\$316.77

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of sixteen thousand, four hundred forty dollars and fifty-two cents (\$16,440.52) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction (Boylan Street) ...\$	5,135.65
Swimming Pool Construction (Clifton Ave.)	1,614.41
Swimming Pool Construction (Hayes Park East)	979.51
Swimming Pool Construction (Hayes Park West)	895.24
Swimming Pool Construction (Boylan Street)	998.93
Swimming Pool Construction (Clifton Ave.)	1,019.64
Swimming Pool Construction (Clifton Ave.)	554.38
Swimming Pool Construction (Boylan St.)	1,129.37
Swimming Pool Construction (Hayes Park West)	1,840.84
Swimming Pool Construction (Hayes Park West)	738.03
Swimming Pool Construction (Hayes Park East)	1,534.52
	<hr/>
	\$ 16,440.52

(WPA Project No. 6069-7)

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy,
Franklin, Mayor Ellenstein.

RESOLVED That the following
named persons be and the same are
hereby appointed as Constables of
the City of Newark, for the term
expiring December 31, 1941:

Edward A. Smith, 150 Delancy
Street.

Theodore J. Conliss, 60 Poe Avenue
Salvatore E. Maglio, 420 No. 13th
Street.

William Levy, 74 Dayton Street.

Paul Beyer, 711 So. 14th Street.
William A. Goldman, 61 Weequahic
Avenue.

Charles E. Weiler, 331 Broad St.

William Kalb, 155 Leslie Street.
Joseph Tanenbaum, 50 Milford Ave-
nue.

Joseph Vogt, 689 So. 17th Street

Harry Glatt, 104 Schuyler Avenue

Isadore Kronstein, 26 Mercer
Street.

Samuel Zoller, 229 South Orange
Avenue.

Herman Wurzel, 201 Leslie Street.

Alan H. Hecht, 85 Grumman Ave-
nue.

Irving Wolf, 161 Ivy Street.

Samuel W. Berlowe, 279 Vassar
Avenue.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the following
bond be and the same is hereby ap-
proved as to sufficiency:

KEEPER OF JUNK SHOP

Seymour Hirsch, 55 Lockwood
Street.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Murphy,
Byrne, Franklin, Mayor Ellenstein.

RESOLVED, That the following
bond be and the same is hereby ap-
proved as to sufficiency:

CONSTABLE

Theodore J. Conliss
Harry J. Glatt
Samuel W. Berlowe
Joseph Vogt
Samuel Zoller
William Kalb
Edward A. Smith

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Murphy,
Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

Resolution authorizing the issuance of \$725,000.00 tax anticipation notes of 1940 of the City of Newark.

The Board of Commissioners of the City of Newark do resolve as follows:

Section 1. It is hereby determined and declared that the Director of the Department of Revenue and Finance has, at the request of the Board of Commissioners made and filed in the office of the City Clerk a certificate reading as follows:

"The undersigned Director of the Department of Revenue and Finance of the City of Newark, in the State of New Jersey, hereby certifies, pursuant to the provisions of Section 40: 2-38 of The Local Budget Law, as follows:

(1) The gross borrowing power of said City in respect of tax anticipation notes of the fiscal year beginning January 1, 1940, being thirty per centum (30%) of the tax levy of the next preceding fiscal year, which ended December 31, 1939, for all purposes, plus thirty per centum (30%) of the amount of miscellaneous revenues realized by said City in cash during such next preceding fiscal year, is \$12,716,527.69.

(2) The amount of notes of said City outstanding in anticipation of the collection of taxes of such fiscal year beginning January 1, 1940, except such notes as will be renewed by or paid from the proceeds of the notes to be issued, is \$725,000.00.

(3) The net borrowing power of said city, being the excess of the first over the second of the two above amounts, is \$11,991,527.69.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand as Director of the Department of Revenue and Finance of said City, this 31st day of December, 1940.

Vincent J. Murphy.

Director of the Department of Revenue and Finance of the City of Newark, New Jersey."

Section 2. Pursuant to the Local Budget Law, the City of Newark shall borrow the sum of \$725,000.00 in anticipation of the collection of taxes levied or to be levied in and for the fiscal year beginning January 1, 1940, and in anticipation of other revenues for such fiscal year, and, for the purpose of borrowing said sum, there shall be issued Tax Anticipation Notes of 1940 of said City of the aggregate principal amount of \$725,000.00.

Section 3. Each note issued pursuant to this resolution shall be a negotiable note payable to bearer but registerable at the option of the holder, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity. Said notes shall be dated December 31, 1940, and shall be payable on January 8, 1941.

Section 4. The Director of the Department of Revenue and Finance is hereby designated as the financial officer to sign said notes, and the Mayor and the Director of the Department of Revenue and Finance are hereby authorized to sign said notes, and the City Clerk is hereby authorized to affix the seal of said City to each of such notes and to attest such seal and said notes, and said officers are hereby authorized to issue said notes in such form as they may adopt in conformity with law, and to recite

therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution or statutes of New Jersey.

Section 5. The Director of the Department of Revenue and Finance is hereby authorized to sell said notes at not less than par and accrued interest and to determine, within the limitations imposed by this resolution, the interest rate to be borne by such notes and to deliver said notes upon receiving the purchase price to be paid therefor.

Section 6. All moneys borrowed by the issuance of said notes shall be used to pay the outstanding \$1,500,000 Tax Anticipation Notes of said City dated December 16, 1940, and payable December 31, 1940.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Mayor Ellenstein.

WHEREAS, R.S. 1937, 54:4-66 and 54: 4-67 provides:

54:4-66: "Taxes shall be payable and shall be delinquent as hereinafter stated:

a. Taxes shall be payable the first installment as hereinafter provided on February first, the second installment on May first, the third installment on August first and the fourth installment on November first, after

which dates if unpaid, they shall become delinquent;

b. From and after the respective dates hereinbefore provided for taxes to become delinquent, the taxpayer or property assessed shall be subject to the penalties hereinafter prescribed;

c. The dates hereinbefore provided for payment of the first and second installments of taxes being before the true amount of the tax will have been determined, the amount to be payable as each of the first two installments shall be one-quarter of the total tax finally levied against the same property or taxpayer for the preceding year, and the amount to be payable for the third and fourth installments shall be the full tax as levied for the current year, less the amount charged as the first and second installments; the amount thus found to be payable as the last two installments shall be divided equally for and as each installment; an appropriate adjustment by way of discount shall be made, if it shall appear that the total of the first and second installments exceeded one-half of the total tax as levied for the year;

d. Taxes may be received and credited as payments at any time, even prior to the dates hereinbefore fixed for payment."

and 54:4-67: "The governing body of each municipality may by resolution fix the rate of discount to be allowed for the payment of taxes or assessments previous to the date on which they would become delinquent. The rate so fixed shall not exceed six per cent per annum, and shall be allowed only in case of payment on or before the thirtieth day previous to the date on which the taxes or assessments

would become delinquent. The governing body may also fix the rate of interest to be charged for the non-payment of taxes or assessment on or before the date when they would become delinquent. The rate so fixed shall not exceed eight per cent per annum."

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark:

That if any property owner who shall be assessed in any of the taxing districts of said city shall pay any of the installments of the taxes due for the year 1941, thirty days or more before such installment is due, a discount at the rate of one-fourth of one per centum ($\frac{1}{4}$ of 1%) per month shall be allowed; and

BE IT FURTHER RESOLVED, that if any such installment of taxes shall remain unpaid after February 1, 1941, May 1 1941, August 1, 1941, or November 1, 1941, respectively, or if that date falls on Sunday or a legal holiday then the next day, it shall be the duty of the Director of the Department of Revenue and Finance to charge, receive, and collect on any such installment or installments of taxes so remaining unpaid, interest at the rate of seven-twelfths of one per centum ($\frac{7}{12}$ of 1%) for each month, on all delinquent payments made after the due date, and not to exceed seven per centum (7%) per annum.

This resolution shall become effective January 1st, 1941.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

WHEREAS, R.S. 54:4-68 and 54:4-69 provide:

"5:4-68: When the governing body of a municipality shall by resolution so direct, the officer charged with the collection of taxes or assessments shall receive the tax or assessment due or to become due for any current year at any time during the year as provided in this section and section 54:4-69 of this title. The payments may be made on the basis of taxes and assessments levied for the preceding year and may be paid in full, or in installments in amounts of not less than one dollar or multiples thereof. The collecting officer shall issue a receipt therefore and credit the amount paid to the account of any tax or assessment so levied or to be levied."

and "54:4-69: "The governing body any by resolution authorize a discount on all such advance payments at a rate not to exceed one-half of one per cent per month for each month for which the advance payments are made. Should the amount so paid for the current year be in excess of the tax or assessment levied, the collecting officer shall, on or before December first of the current year, refund the amount of the excess so paid. Should the payment made be insufficient to equal the assessment for the current year, the difference so due shall be paid or collected as other taxes are collected."

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Fin-

ance is hereby empowered and instructed, pursuant to R.S. 1937, 54:4-68, to receive any taxes or assessments due or to become due for the year 1941, at any time during the said year, and

BE IT FURTHER RESOLVED, that pursuant to the provisions of 54:4-69, if any property owner who shall be assessed in any of the taxing districts in the said City, shall pay his taxes pursuant to Section 54:4-68, that a discount at the rate of one-quarter of one per centum ($\frac{1}{4}$ of 1%) per month shall be allowed for each month for which the advance payments are made; and

BE IT FURTHER RESOLVED, that pursuant to 54:4-69, should any amount paid as aforesaid, be in excess of the taxes or assessments levied, said Director of the Department of Revenue and Finance shall, on or before December first, 1941, refund the amount of the excess so paid; and

BE IT FURTHER RESOLVED, that should the payment so made be insufficient to equal the assessment for the year 1941, the difference so due shall be paid or collected as other taxes are collected.

This resolution shall become effective January 1st, 1941.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Byrne, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED by the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, transfers of appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Public Safety, as follows:

From Fire Division, Personal Service, \$35,759.16

To Fire Division, Other than Personal Service, \$35,759.16.

From Building Division, Other than Personal Service, .64

To Building Division, Personal Service, .64.

From Police Division, Personal Service \$18,538.09.

To Police Division, Other than Personal Service, \$18,538.09.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R.S. 40: 2-30, Transfers of Approp-

priations, the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Works as follows:

From Newark City Hospital—Other than Personal Service

To Newark City Hospital—Personal service, \$960.08.

From Ivy Hill Power Plant—Other than Personal Service

To Ivy Hill Power Plant—Personal Service, \$55.00

From Board of Adjustment—Other than Personal Service

To Board of Adjustment—Personal Service, \$50.00.

From Law Department—Other than Personal Service.

To Law Department—Personal Service, \$1.05

From Newark Alms House — Other than Personal Service, \$141.99.

To Newark Alms House — Personal Service, \$141.99.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R.S. 40:2-39, Transfers of Appropriations, the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Public Affairs, as follows:

From City Clerk—Personal Service
To City Clerk—Other than Personal Service, \$1,000.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R.S. 40:2-30, Transfers of Appropriations in the Department of Revenue and Finance as follows:

From—Second District Court
Other than Personal Services\$ 300.00

From—Assessments for Local Improvements—Other than Personal Services 300.00

To—Tax Receiver—Addressograph Div. — Personal Services 600.00

From — Tax Board—
Assessors Div. —
Other than Personal Services\$700.00

From — City Treasurer — Other than
Personal Services 500.00

To—Tax Receiver — Book-keeping and Billing Division

To — Personal Services 1,200.00

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Parks and Public Property:

From—Shade Tree—Other than Personal Service

To—Shade Tree—Personal Service \$100.00.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that pursuant to 1937 R.S. 40:2-30, as amended by Chapter 36, P.L. 1939, that the following unexpended balances in the appropriation for interest and debt redemption charges in the 1940 Budget, to wit:

Subdivision (C) Debt Service, (1) Municipal Debt Service.	
Payment of Bonds	\$ 47,000.00
Interest on Bonds	53,883.81
Interest on Bonds issued in 1940	42,634.58
Total	\$143,518.39

be and the same are hereby cancelled as of December 31, 1940.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark at a tax sale held on the twenty-seventh day of June, 1929, acquired a certain Tax Sale Certificate numbered 10304 and dated July 23, 1929, covering land and premises now known and design-

nated as rear of Haynes Avenue, Newark, New Jersey, also designated and being lot numbered 96, in Block numbered 5088, on the Tax Assessment Maps of the City of Newark, which premises were formerly known and designated and described in said certificate numbered 10304 above mentioned as 10-39 Meadows, Block 1116, Lot 4, Block 1334, Lot 3, Block 1117, Lot 4, Block 1333 Lot 4, Block 1135, Lot 4, Block, 1135, Lot 4 and Block 1118, Lot 3, on the Tax Assessment Maps of the City of Newark, and

WHEREAS, the City of Newark at a tax sale held on the seventh day of June, 1932, acquired a certain Tax Sale Certificates numbered 18205 and dated June 27, 1932, covering land and premises now know and designed as rear of 847 to 893 Doremus Avenue, Newark, New Jersey, also designated and being Lot numbered 85, in Block 5082, on the Tax Assessment Maps of the City of Newark, which premises were formerly known and designated and described in said certificate numbered 18205 above mentioned as Meadows (Sec. 7-20) Block 1645, Lot 5, Block 1646, Lot 5, Block 16545, Lot 5, and Block 1655, Lot 1, on the Tax Assessment Maps of the City of Newark, and

WHEREAS, John P. Andres has applied to the Comptroller for the sale and assignment of said certificates, and,

WHEREAS, notice to the owner, public notice and advertisement has been made as required by the Revised Statutes Sections 54:5-114, therefore

BE IT RESOLVED That the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said John P. Andres

a Deed of Sale and Assignment, attested and acknowledged by the City Clerk for the said certificates, in accordance with the provisions of Sections 54:5-113-114 of the Revised Statutes of New Jersey.

The amount due upon said certificate numbered 10304 together with the amounts of subsequent liens, including principal, interest and costs to December 31, 1940 are as follows:

Due on certificate	\$ 382.75
Costs	1.70
Interest	350.15
1928 tax	327.47
Interest	347.03
1929 Tax (Balance due)	162.45
Interest	169.05
1930 tax	494.47
Interest	445.03
1931 tax	499.49
Interest	333.76
1932 tax	476.90
Interest	280.50
1933 tax	411.64
Interest	209.16
1934 tax	459.90
Interest	220.15
1935 tax	500.64
Interest	199.86
1936 tax	567.69
Interest	180.76
1937 tax	549.81
Interest	133.94
1938 tax	687.89
Interest	95.31

1939 tax	677.95
Interest	69.10
1940 tax	722.65
Interest	21.90
Total	<u>\$9,979.10</u>

The amount due upon said certificate numbered 18205 together with the amounts of subsequent liens, including principal, interest and costs to December 31, 1940, are as follows:

Due on certificate	\$ 613.50
Costs	1.70
Interest	420.90
1927 tax	162.03
Interest	121.07
1931 tax	248.75
Interest	146.05
1932 tax	209.00
Interest	122.75
1933 tax	180.40
Interest	91.50
1934 tax	200.75
Interest	96.05
1935 tax	241.92
Interest	95.88
1936 tax	274.32
Interest	86.63
1937 tax	265.68
Interest	64.47
1938 tax	331.91
Interest	55.83
1939 tax	327.60
Interest	33.40
1940 tax	349.20
Interest	10.55
Total	<u>\$4,751.85</u>

The total amounts of \$9,979.10 and \$4,751.85 above mentioned, both of which sums aggregate the sum of \$14,730.95 is to December 31, 1940 and shall be paid at or before the date of the execution and delivery of the Deed of Assignment, and in addition thereto any accumulated interest to the date of assignment.

Vincent J. Murphy
M. Ellenstein
Joe. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes::

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, There is an unexpended balance of an appropriation from the 1939 Budget Appropriations, Department of Revenue and Finance, Foreclosure Costs, of \$34,857.68, reserved for such purpose for the year 1940, and which unexpended appropriation was by resolution of the Board of Commissioners, on November 20, 1940, transferred to the Department of Public Works, and for the purpose for which reserved; and,

WHEREAS, it is anticipated that the "Chancery Costs" will approximate \$6,000.00, and that the "Sheriff's Costs" in connection with the foreclosures will amount to approximately \$1,500.00; and,

WHEREAS, it is necessary to establish the accounts with the respective authorities aforesaid for the purpose of charging the said costs;

THEREFORE, BE IT RESOLVED,

By the Board of Commissioners of the City of Newark, that from the aforesaid unexpended balance of the appropriation for 1939 that the said sum of \$6,000.00 be and the same is hereby appropriated for the payment of costs in Chancery, and the sum of \$1,500.00 be and is hereby appropriated for the payment of Sheriff's Costs, all in the foreclosures of tax sale certificates owned by the City.

Pearce R. Franklin
M. Ellenstein
Joe. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark, that pursuant to 1937 R.S. 40: 2-30, as amended by Chapter 36, P.L. 1939, that all unencumbered balances of appropriations in the 1940 Budget, except the appropriations for interest and debt redemption charges, be and the same are hereby cancelled as of December 31, 1940.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Dr. Charles V. Craster, Health Officer, recommends that the City increase the rent for the Baby-Keep Well Station located in the Zion Evangelical Lutheran Church on Alexander Street, Newark, N. J., from fifteen dollars (\$15) to twenty-five dollars (\$25) for the reason that the church is renovating the entire place, oil heat is being installed, and more clinics are being held there; and

WHEREAS, there is no existing lease covering these premises, but is a month-to-month tenancy;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works, be and he is hereby authorized and directed to enter into a month-to-month agreement for the rental of the above premises at the increased rental of twenty-five dollars (\$25) per month, effective January 1, 1941, for the reasons above stated.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that Resolution No. 9124, adopt-

ed by the Board of Commissioners on December 24th, 1940, be and the same is hereby rescinded, said resolution being the Supplementary Pay Rolls of the Department of Revenue and Finance, from December 1-31, 1940.

Vincent J. Murphy
M. Ellenstein
Joe. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Fire Alarm Boxes and Motorized Foam Tank Truck for the Department of Public Safety, (Fire Division) Hand Books of Newark City Ordinances for Police Division: Printing and Binding Minutes of the Board of Commissioners for the Department of Parks and Public Property; Cast Iron Pipe and Specials, 10-ton Diesel Power Driven Three Wheel Roller including Scarifier, 10-ton Diesel Caterpillar Tractor, complete with cab, frame and bulldozer and Automobile with Station Wagon Body for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Joe. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners, Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by authority of the Board of Commissioners of The City of Newark, by a resolution No. 9084 dated December 18, 1940, the Director of the Department of Parks and Public Property publicly solicited, received and opened bids for window cleaning in the City Hall group of buildings, Newark, New Jersey; and

WHEREAS, The Acme Window Cleaning Company, Inc., have bid the sum of one hundred seventy-five dollars (\$175.00) per month, which proposal has been accepted as the lowest responsible bid;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the proposal of said Acme Window Cleaning Company, Inc., be and the same is hereby accepted and the contract, subject to the requirements of all State laws and City Ordinances governing municipal contracts, awarded to the Acme Window Cleaning Company, Inc., at the price aforesaid; and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, to become effective January 1, 1941, for a period of one year; and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract, subject to State Laws and Ordinances concerning prevailing wage scale and eight-hour day.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property has solicited informal bids for essential repairs to twelve (12) Otis elevators in the City Hall group of buildings, and

WHEREAS, Otis Elevator Company offers to do all the work as provided for in the City's specifications and estimate of the Otis Elevator Company for the sum of nine hundred forty-eight dollars (\$948.00);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract for the said work with the Otis Elevator Company for the sum of nine hundred forty-eight dollars (\$948.00), subject to all State Laws and Ordinances concerning municipal work and the eight (8) hour day and prevailing wage scale for persons employed in doing said work.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 9083, dated December 18, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

CHARLES WARREN HARLOW
COMPANY—Newark, N. J.

(Public Safety)

One (1) or more G.E. Model 2TC22R2
Type D.R. Traffic Signal Controllers complete @ \$274.55 each.

One (1) or more G.E. Model 2TC22R30 Traffic Controllers, 3 street, 15 signal circuits, 9 intervals @ \$294.95 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 9083, dated December 18, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

MINE SAFETY APPLIANCES
COMPANY—Pittsburgh, Pa.

(Public Safety)

Approx. 6 one (1) hour M.S.A. Oxygen Breathing Apparatus latest type @ \$201.00.

Approx. 8 Extra Oxygen Cylinders for above masks @ \$30.00 each.

Allowance for each MSA Oxygen Apparatus purchase, one old Atmos Apparatus will be returned and credited @ \$25.00 each

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 9083, dated December 18, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public Property in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, prop-

er contract for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

**BURROUGHS ADDING MACHINE
COMPANY—Newark, N. J.**

(Revenue and Finance)

One (1) Burroughs Billing and Accounting Machine for\$1,939.80

Less Allowance Style 7720

Machine to be turned in 240.00

\$1,699.80

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, by a resolution No. 8911, dated November 20, 1940, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering material listed below, therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest responsible and formal bidder as determined by the Director of the Department of Parks and Public

Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said material according to the specifications on file in the Department of Central Purchase, in the City of Newark.

**FOLEY-CHEVROLET MOTOR
SALES COMPANY—Newark, N.J.**

(Public Safety and Parks and Public Property)

One (1) $\frac{3}{4}$ -1 ton Chevrolet Canopy Express Body Truck painted Killarney Green (Police Division for\$875.00

Allowance—Mack Truck

Ser. No. 6BL1S1444 250.00

Met 625.00

One (1) 1 $\frac{1}{2}$ ton Cab over engine Truck as per spec. for Shade Tree Division for...\$1,133.80

Allowance Chevrolet Truck

Motor No. 4464345 300.80

Net\$ 833.00

**FARGO MOTOR CORPORATION—
Newark, N. J.**

(Public Safety)

One (1) $\frac{3}{4}$ to 1 ton Standard Model Panel Body Truck, Dodge W. D. 21\$743.80

Allowance One 1934 Ford

Truck, Motor No. 43303067 35.00

Net\$708.80

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for the following material and work for plumbing to be done at Police Headquarters, rear of City Hall, Newark, New Jersey, to wit:

Remove present toilet combination and furnish and install one (1) Douglas Toilet Bowl complete, and furnish and install one (1) White Seat and Porcelain low-down Tank, to be installed in Police Headquarters;

and did received an estimate from Leo T. McSulla of Forty-four Dollars (\$44.00), which the Director deems to be the lowest bid he can obtain for such work;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the aforesaid Director be and he is hereby authorized to contract accordingly, subject to the requirements of all State Laws and City Ordinances concerning prevailing wage scale and eight (8) hour day.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Western Union Telegraph Company rents to The City of Newark, through the Department of Parks and Public Property, five (5) electric clocks in the Police Headquarters Building, rear of City Hall, at a monthly rental of One Dollar (\$1.00) each; and

WHEREAS, this service has been rendered from January 1, 1939; and

WHEREAS, it is the desire of the Director of the Department of Parks and Public Property to continue this service for the year 1941;

THEREFORE, BE IT DESOLVED, By the Board of Commissioners of the City of Newark that the action of the Director of the Department of Parks and Public Property in the matter of contracting for the service aforesaid with the Western Union Telegraph Company be and the same is hereby ratified and approved for the year 1941, at the multi-rental of Five Dollars (\$5.00) per month for the five (5) clocks.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The salary paid to the bookkeeper in the Fire Division, Department of Public Safety, is below the minimum paid to other bookkeepers in the employ of the City of Newark, and

WHEREAS, the minimum salary paid to said bookkeepers is \$2,501 per annum,

NOW, THEREFORE, BE IT RESOLVED That in order to equalize salaries for the position of bookkeeper, the salary of of M. Emmett Matthews, Bookkeeper, Fire Division, Department of Public Safety, be and the same is hereby increased from \$2,000 to \$2,501 per annum, payable as other salaries are paid, effective January 1, 1941.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

WHEREAS, a vacancy exists in the rank of Chaplain, in the Police Division, Department of Public Safety, due to the resignation of Chaplain Cornelius J. Ahern, therefore be it

RESOLVED, That the Reverend Joseph C. Lenihan be and he is hereby appointed to the position of Chaplain in the Police Division, Department of Public Safety, at a salary of \$1,500.00 per annum, payable as other salaries are paid, effective as of January 1, 1941.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

WHEREAS, Irving R. Potts has been employed as Clerk in the Fire Division, Department of Public Safety, for more than twenty-seven years; and

WHEREAS his duties and responsibilities have been immeasurably increased;

NOW, THEREFORE, BE IT RESOLVED that the salary of said Irving R. Potts, Clerk, Fire Division, Department of Public Safety, be and the same is hereby increase from \$3,000.00 per annum to \$3,300.00 per annum, payable semi-monthly as other salaries are paid, effective January 1, 1941.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

WHEREAS, the Board of Commissioners, on November 20, 1940, adopted a resolution, No. 8908, authorizing the Director of the Department of Public Affairs to publicly advertise for sale of land owned by the City of Newark, situated along the Passaic River at Herbert Place, and particularly described in said resolution; and subject to the specifications to be provided for said sale, and to contain a provision requiring the bidder to make an offer for the right, title and interest of the City in Herbert Place, immediately adjacent to said land,

when the same will be vacated by the City; and,

WHEREAS, the said Director did advertise as aforesaid, and did receive an offer from the Pittsburgh Plate Glass Company in the amount of \$17,207.00 for the above first mentioned land, plus an offer of the sum of \$3,764.00 for the rights to be acquired by it in Herbert Place when the said street is vacated; and,

WHEREAS, the Director recommends the acceptance of this offer, subject to all the conditions of the sale as set forth in the specifications;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the aforesaid offer of the Pittsburgh Plate Glass Company be and the same is hereby accepted, and the Director of the Department of Public Affairs and the City Clerk be and they are hereby authorized to execute and to deliver to the said Pittsburgh Plate Glass Company a Bargain and Sale Deed for the land first mentioned, upon receipt of the full sum of \$17,207.00; and, upon the vacation of Herbert Place, to execute and deliver to the said company a Bargain and Sale Deed for all the right, title and interest of the City in Herbert Place, upon the receipt of the full sum of \$3,764.00; the deeds to be prepared by the Law Department and to contain all the conditions of the sale, and otherwise in substance and form as approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Mayor Meyer C. Ellenstein has appointed John R. Hardin, resident and taxpayer of the City of Newark, as a member of the Sinking Fund Commission of the City of Newark for a term of three (3) years commencing January 1, 1941, pursuant to R.S. 1937-40; 3-4, Par. C;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the aforesaid appointment of John R. Hardin, resident and taxpayer of the City of Newark, as a member of the Sinking Fund Commissioner for a term of three (3) years, commencing January 1, 1941, be and the same is hereby ratified and confirmed.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of D. A. Hopper, Jr. (Lillie Dobak, owner) for the construction of a four-car garage;

premises No. 31 Mott Street; on condition that the building be constructed three feet from the southerly line of the property;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The usual five resolutions submitted by Director Murphy will be considered as though they have been read.

A resolution re-assigning divisions in the Department of Parks and Public Property.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions

in the Department of Public Works.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Safety.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Revenue and Finance.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

A resolution re-assigning divisions in the Department of Public Affairs.

Roll Call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolutions having received but two votes are declared not carried.

Commissioner Franklin offered the following resolution:

WHEREAS Senate Bill No. 361, now pending before the New Jersey Legislature, proposes a formula for contributions, for relief of the unemployed, to be made by the State of New Jersey, for the year 1941 and succeeding years, and

WHEREAS the program of State aid for the relief of the unemployed, as expressed by this bill, is inadequate and objectionable in many respects,

and will impose upon the taxpayers of the City of Newark and many other municipalities of the State more than a fair or reasonable share of the relief costs, now therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the said Board is opposed to Senate Bill No. 361, and the formula for State aid for the relief of the unemployed proposed thereby, for the following reasons:

1. The bill proposes to pay to municipalities for the year 1941, for relief purposes, a maximum sum equal to 40 per cent of the amount spent in the municipality for unemployment relief during 1940, exclusive of administration costs. Proponents of the bill estimate that local relief costs for 1941 will be 80 per cent of the 1940 costs. Thus the amount to be contributed by the State of New Jersey for 1941 relief will not in any case exceed 50 per cent of the estimated cost for the year. This represents a radical reduction in the percentage of local relief costs heretofore borne by the State and imposes upon many municipalities an excessive tax burden.

2. During the year 1940 there was a marked reduction in the cost of financing unemployment relief, and the State Relief Administration estimates that the 1941 costs will be further reduced. Notwithstanding this reduction in costs, the proposed formula requires the City of Newark to appropriate for relief purposes in the year 1941 more money than the City was required to appropriate in previous years, when relief costs were at their peak. In practical effect, in the case of the City of Newark, the formula permits the absorption by the State of New Jersey of the entire

amount of the reduced costs, and fails to pass on to the taxpayers of the City of Newark, and of other municipalities, any of the savings resulting from the reduced relief load.

3. By reason of the fact that 1940 State aid was based on estimates, rather than on the actual 1940 relief costs, many municipalities received an excessive amount of State aid, and many municipalities received an inadequate amount of State aid, during the year 1940. The result is that some municipalities will be required, in 1941, to make appropriations to cover 1940 deficits in addition to the increased proportions required by the formula for the new current year; whereas other municipalities have surpluses in their 1940 relief account in an amount sufficient, with 1941 State contributions, to cover the entire 1941 costs. This results in discriminatory treatment among the municipalities, based on the mere accident of differences in estimates of 1940 relief costs made by municipalities for that year.

4. The total amount to be appropriated by the State of New Jersey for unemployment relief in 1941, under the formula proposed by Senate Bill No. 361 is less by several millions of dollars than the amount appropriated by the State for the same purpose in 1940, and is out of proportion to the actual amount by which total unemployment relief costs throughout the State has been reduced.

5. Senate Bill No. 361 fails to make any provision for W.P.A. sewing projects and transportation costs. This will require either the abandonment of some W. P. A. projects with the resulting increase in local relief loads; or additional appropriations by the municipalities in which these projects have been maintained.

3. The formula of State aid proposed by the bill is based on relief costs in 1940, instead of actual costs for the year to which the State contribution is applicable. This is an unscientific basis for distribution of State aid, which should be made to depend on actual costs. Because actual costs were not made the basis for State contributions in 1940, several municipalities received from the State more than 100 per cent of their total relief costs for the year.

BE IT FURTHER RESOLVED by the Board of Commissioners of the City of Newark that the said Board recommends that legislation providing a formula for State aid for unemployment relief for the year 1941 include the following considerations:

1. That municipalities which have a balance in their relief accounts for the year 1940 be permitted to retain and apply toward reduction of the local tax rate at least that percentage of the balance which was provided by local taxation.

2. That the formula for State aid be based on percentage of actual costs rather than on estimated costs or on the experiences of previous years.

3. That a reasonable proportion of the reduction in the cost of unemployment relief, resulting from reduction of the relief load, be passed on to the municipalities, so that the municipalities, as well as the State may benefit from the reduced costs.

4. That State aid for W. P. A. sewing room projects and for W. P. A. transportation be continued as heretofore.

5. That the sums to be appropriated by the State of New Jersey for un-

employment relief in 1941 be in an amount sufficient to effectuate the foregoing recommendations.

6. That the Legislature of the State of New Jersey, in approaching the problem for State aid for unemployment relief for the year 1941, give due consideration to the fact that the municipal share for direct relief, as computed on the basis of State formulae, does not represent the full municipal burden in connection with the problem of unemployment relief, since the municipalities are required to absorb the full cost of administration of direct relief, as well as municipal support for W. P. A. projects.

7. The State of New Jersey should continue to recognize the financing of unemployment relief as a problem of more than local concern. The city of Newark cannot maintain, and the taxpayers of the City and of other industrial centers cannot support decent standards of relief for the unemployed, unless the major share of the cost of direct relief is provided by the State.

8. Care for the unemployed is one of the most pressing problems in the State and should not be the subject of hasty action by the Legislature. In the interests of the beneficiaries of the State's relief policies, as well as in the interests of home owners and rent payers who in the past have been required to bear more than a fair share of relief costs, no action should be taken on legislation dealing with financing of unemployment relief, until a public hearing has been held on the subject, and at which municipal officials and others interested may have an opportunity to present their views.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: We will now proceed to the presentation of names of candidates to fill the vacancy as it exists in the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioners Byrne

voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. William Untermann.

Mayor Ellenstein: Director Byrne presents the name of Mr. William Untermann. As many as are in favor of Mr. Untermann being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Untermann having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Louis Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Ab-

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